



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

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CWP-20153-2025.

Date of Decision: 18.07.2025.

Cholamandalam Investment and Finance Company LimitedPetitioner.

VERSUS

State of Haryana and others

....Respondents.

**CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present: Ms. Puja Chopra, Advocate for the petitioner.

ANUPINDER SINGH GREWAL, J. (Oral)

Learned counsel for the petitioner submits that petitioner is the secured creditor and due to repeated default on the part of the borrowers, proceedings under the SARFAESI Act, were initiated. In pursuance to the order dated 06.06.2022 (Annexure P-1) passed by District Magistrate, Karnal, physical possession of the secured asset had been delivered to the petitioner. However, the borrowers have trespassed onto the property and forcibly regained possession. The petitioner had filed complaint in this regard and FIR No.521 dated 14.09.2024 (Annexure P-4) has been registered at Police Station Gharaunda, District Karnal. The petitioner has also sent representation dated 30.05.2025 (Annexure P-5) in this regard to respondent No.2 and he be directed to take appropriate action on the said representation.

2. Issue notice to the respondents.

3. At the asking of the Court, Mr. Anant Kataria, Deputy Advocate General, Haryana, accepts notice on behalf of the respondents.

4. Heard.

5. In view of the limited prayer, this petition is disposed of with a direction to respondents No.2 to decide the representation dated 30.05.2025 (Annexure P-5) preferred by the petitioner and take steps, if necessary, in accordance with law within a period of two months from the date of receipt of certified copy of this order, including restoration of the possession of the property to the petitioner.

6. It is clarified that we are not expressing any opinion on the merits of the matter. This order shall have no bearing on adjudication by the competent Court/Tribunal.

(ANUPINDER SINGH GREWAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

18.07.2025

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No