

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

2025:PHHC:130925



(127)

**CRM-M-35021-2025
Decided on : 22.09.2025**

Jagroop Singh

.....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present:- Mr. Karan Bhardwaj, Advocate for the petitioner.

Mr. Amit Kumar Goyal, Addl. AG, Punjab
for respondent Nos.1 to 3.

SUMEET GOEL, JUDGE (Oral)

1. The petition in hand has been preferred under Section 528 of BNSS, 2023 with the following substantive prayer(s):-

“It is, therefore, respectfully prayed that the present Criminal Misc.

Petition u/s 528 of BNSS, 2023 with a prayer for directing the respondent no. 1 to 3 that they shall take necessary steps to the effect that there is no obstruction in plying of the vehicle of the petitioner and to take appropriate legal action against respondent no. 4 and 5 who are trying and making an attempt to forcibly take away the vehicle of the petitioner bearing registration number (PB 05 AK 2599) with the help of recovery agents and henchmen while it was running on road, as the petitioner has already paid substantial loan amount and this conduct of respondent no. 4 and 5 is against the mandate of constitutional bench of Hon'ble Apex court in "Citicorp Maruti Finance Ltd. v/s S Vijayalakhsmi 2012(1) SCC 1" and in "ICICI Bank Ltd. Vs Parkash Kaur and others (JT-2007(4) SC 39), and by this Hon'ble Court in Narinder Kumar Singla Vs State of Punjab (2006 (3) RCR 890). M/s Sundaram Finance Ltd v/s Raj Kumar & others 2011 (4) RCR (Crl) 890, in the interest of Justice.”

2. Learned counsel for the petitioner after arguing for sometime has limited his prayer by stating that he would be satisfied, for the *nonce*, if a direction is issued to respondent No.2 (Commissioner of Police, District

Amritsar) to consider and take a conscious decision on the representation dated 15.06.2025 made by the petitioner (copy whereof has been annexed as Annexure P-2 with the petition in hand) in a time-bound manner.

3. Having heard learned counsel for the rival party(s) and upon perusal of the paper-book, this Court deems it appropriate to dispose of the petition in hand as follows:

(i) Respondent No.2 (Commissioner of Police, District Amritsar) is mandated to look into the representation dated 15.06.2025 (Annexure P-2) moved by the petitioner; objectively consider the grievance(s) raised therein after affording opportunity to all concerned & take ratiocinated decision thereupon within a period of 15 days from today. Said decision be conveyed to the petitioner within 7 days thereafter. It is expected that the said officer, while deciding the said representation, shall take into consideration the *dicta* of the judgment of the Hon'ble Supreme Court passed in *ICICI Bank Ltd. Vs Parkash Kaur and others (JT-2007(4) SC 39)* and *Citicorp Maruti Finance Ltd. v/s S Vijayalakshmi 2012(1) SCC 1*.

(ii) No order as to costs.

22.09.2025

Naveen

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No