

CRM-M-37925-2014

Date of decision: July 02, 2015

BALJIT KAUR GILL

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. J.S. Khiva, Advocate
for the petitioner.Mr. J.S. Sekhon, AAG, Punjab
for the respondent-State.JASPAL SINGH, J.(ORAL)

There is a conflict in the registration number as well as ownership of the Car No.PB-17-8998, which was initially registered with DTO/Registering Authority, Baba Bakala, which was transferred to Baljit Kaur on the basis of registration certificate (Annexure P3). Subsequently, it came into light that the vehicle which has been registered at Serial No.PB-17-8998 is motorcycle make Splender. Thus, in such circumstances, a deep inquiry is required to be conducted.

Accordingly, both the impugned orders passed by learned Magistrate as well as learned Additional Sessions Judge dated 30.05.2013 and 20.02.2014 respectively, are set aside and learned Magistrate is directed to conduct an inquiry with regard to ownership of the car in question by taking assistance of the officials as well as record of the office of DTO/Registering Authority, Moga, Baba Bakala as well as that of Amritsar and then to decide the application of superdari afresh.

The needful be done by learned Magistrate within three months from the date of receipt of certified copy of this order.

July 02, 2015
m. sharma(JASPAL SINGH)
JUDGE