

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-38981 of 2015
Date of Decision:-9.12.2015.

M/s Chahal Retreads

.....Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE P.B. BAJANTHRI**

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Manish Verma, Advocate for
Ms. Isha Goyal, Advocate for the petitioner.

Ms. Reeta Kohli, Additional A.G. Punjab with
Mr. Vaibhav Sharma, DAG, Punjab.

SURYA KANT, J. (ORAL)

1.) The petitioner has filed the instant petition seeking a direction for the release of its vehicle, namely, Toyota Etios Liva bearing Registration No.PB-35-R-0001 which has been taken into custody in FIR No.56 dated 15.5.2013 registered under Sections 379, 411, 473, 120-B IPC, Sections 21, 22, 25-A, 27, 29/61/85 of the NDPS Act and Sections 25, 54 and 59 of the Arms Act at Police Station Banur, District Patiala.

2.) It is not in dispute that no recovery has been effected

from the above said vehicle. For the reasons already assigned, in our order dated November 18, 2015 passed in somewhat similar circumstances in CRM-M-No.35620 of 2015 titled “**M/s Montek Biopharma Vs. State of Punjab**”, the instant petition is allowed. It is directed that the above said vehicle be released to the petitioner subject to furnishing surety/*sapurdari* bonds to the entire satisfaction of Special Judge, Mohali. The petitioner shall also give an undertaking that the vehicle shall not be sold/transferred in any manner till the trial is concluded and shall be produced in Court as and when required.

Dasti.

**(SURYA KANT)
JUDGE**

**(P.B. BAJANTHRI)
JUDGE**

December 9, 2015.

sandeep sethi