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

**(217)** **CRR-1479-2015**
**Decided on: October 14, 2015.**

**Avtar Singh**

**.... Petitioner**

**Versus**

**State of Punjab**

**..... Respondent**

**CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI**

Present: Mr. K.S. Lakhanpal, Advocate, for
Mr. J.P.S. Sarao, Advocate, for the petitioner.

Ms. Harpreet Kaur Athwal, DAG, Punjab.

**M.M.S. BEDI, J (ORAL)**

This order will dispose of revision petition against order dated 19.02.2015, dismissing the application filed by the petitioner for release of the car on sapurdari which was recovered by the police while it was being used to carry 600 grams of intoxicating powder.

I have considered the facts and circumstances of the case.

Recovery in this case had been effected on 12.07.2014 from Karamjit singh @ Karma son of the petitioner being carried in car Vento Volkswagen TDI No. PB-11-BD-6724.

Following the ratio of judgment in ***Sunder Bhai Amba Lal Desai Vs. State of Gujarat, 2003 (1) R.C.R (Criminal) 380***, the seized vehicle should have been released to the registered owner subject to furnishing appropriate bonds and guarantee with security for return of the vehicle to be produced as and when required.

Petition is allowed. A direction is issued that the above said car will be released to the petitioner, if, he is registered owner subject to furnishing of sapurdarinama to the satisfaction of the trial Court.

**(M.M.S. BEDI)**
**JUDGE**

**October 14, 2015**
*harsha*

HARSHA RANI
2015.10.16 10:58
I attest to the accuracy and
integrity of this document