

THE HON'BLE SRI JUSTICE M.S.K.JAISWAL

Criminal Petition No.13581 of 2016

ORDER :

The petitioner/owner of the Tata Indica Vista Car bearing registration No. AP 21 BC 3923 filed this Criminal Petition under Section 482 Cr.P.C. praying to order for release of the said vehicle to the petitioner, pending disposal of the case before the trial Court.

Heard and perused the records.

Learned counsel for the petitioner submitted that if the vehicle is kept idle for a long period, there is every possibility of getting it damaged and that the petitioner is ready to produce the vehicle as and when required by the Court below.

Learned Additional Public Prosecutor also submitted that interim custody of the crime vehicle can be granted to the petitioner by imposing certain conditions.

Considering these circumstances, it is directed that vehicle i.e. Tata Indica Vista Car bearing registration No. AP 21 BC 3923 shall be released for interim custody of the petitioner, subject to final orders to be passed in the criminal case in connection with the subject crime, on his executing a personal bond for a sum of Rs.2,00,000/- (Rupees Two Lakhs only) with two sureties for the like sum each to the satisfaction of the trial court and also on production of original R.C. book. It is further directed that the petitioner shall not alienate the vehicle, shall not change the physical features of the same till the disposal of the criminal case and further he shall undertake to produce the vehicle as and when required by the Court below. However, it is

made clear that the present order will not stand in the way of confiscation proceedings, if any, already passed. Further, this order does not preclude the authorities from passing any confiscation proceedings.

Accordingly, the Criminal Petition is allowed. Miscellaneous petitions filed, if any, shall stand closed.

JUSTICE M.S.K.JAISWAL

Date : 26.09.2016

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