

CRR-1275-2016**220****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRR-1275-2016****Date of Decision: 23.04.2016****GURPREET SINGH****... Petitioner****VS.****STATE OF PUNJAB****.....Respondents****CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.**

Present: Mr. Sahil Arora, Advocate,
for Mr. S.S. Ranghi, Advocate,
for the petitioner.

Mr. A.P.S. Gill, AAG, Punjab.

1. *Whether Reporters of Local Newspapers 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?*

KULDIP SINGH, J (ORAL)

Impugned in this present petition is the order dated 15.02.2016 passed by the learned Judge, Special Court, S.A.S. Nagar, Mohali vide which the application filed by the present petitioner for release of Ford Figo Car bearing registration No. PB-65-T-1127 was dismissed.

It is alleged that five persons were found travelling in the said car belonged to the present petitioner and 100 gms. of Heroine was recovered from the said car.

It comes out that the trial is already going on before the Special Court, Mohali and it is yet to be determined whether

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the accused are to be held guilty of the crime or not. Therefore, there is no ground to retain the vehicle for indefinite period.

Accordingly, the impugned order dated 15.02.2016 passed by learned Judge, Special Court is set aside and Ford Figo Car bearing Registration No PB-65-T-1127 is ordered to be released to the petitioner on furnishing superdari bond in the sum of ₹ 5.00 lacs with one surety of the like amount, subject to the following conditions: -

1. The petitioner shall not sell the vehicle.
2. The petitioner shall not change the colour and appearance of the vehicle.
3. The petitioner has to produce the said vehicle before the lower Court as and when required.
4. In case any proceedings are initiated, he shall also produce the said vehicle before the Lower Court.

With the aforementioned observations, the present revision is allowed.

[KULDIP SINGH]
JUDGE

April 23, 2016
Suresh Kumar