

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Revision No.3884 of 2015 (O&M)
Date of Decision: March 29, 2017

Waryam Singh		...Petitioner
	Versus	
State of Punjab		...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Vikas Gupta, Advocate
for the petitioner.
Mr. K.S. Pannu, DAG, Punjab.

Amol Rattan Singh, J. (ORAL)

By this petition, the petitioner impugns the order dated 26.08.2015, passed by the learned Additional Sessions Judge-cum-Judge, Special Court, Tarn Taran, by which his application for release of his Maruti Car (Alto), bearing registration no.PB38-B-7300 on 'sapurdari', has been dismissed.

Pursuant to the order dated 31.01.2017, learned State counsel, on instructions from the police official who is present in Court to assist him, submits that there is no criminal case pending against the petitioner.

Keeping in view the aforesaid circumstances, I see no reason to deny the petitioner the benefit of his vehicle, when the vehicle in question was being driven by his son, i.e. Baljeet Singh, and was apprehended carrying contraband, with the petitioners' case being that he had no knowledge of such usage.

Consequently, the aforesaid vehicle of the petitioner shall now be released on 'sapurdari' as per law, upon obtaining necessary bonds to the

satisfaction of the trial Court and subject to the condition that, firstly, if the vehicle in question is required to be produced for any reason before the trial Court, it shall be so produced; secondly, it shall not be alienated in any manner whatsoever, whether by way of sale/mortgage/hypothecation etc. and thirdly, that it shall not be driven by the accused in the FIR, i.e. Baljeet Singh, who is stated to be the son of the petitioner. This would be in addition to any other condition that the trial Court may impose.

The petition disposed of accordingly.

(AMOL RATTAN SINGH)
JUDGE

March 29, 2017
vcgarg

Whether reasoned/speaking: Yes
Whether reportable: no