

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

CRR-3918-2016 (O&M)

Date of Decision: January 23, 2017

Makhan Singh

.....PETITIONER(s).

VERSUS

State of Haryana

....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Ms.Loveleen Dhaliwal, Advocate,
for the petitioner.
Mr. Tanuj Sharma, AAG, Haryana.

SURINDER GUPTA, J.(Oral)

This is a revision petition against the order dated 8.8.2016 whereby the application filed by the petitioner seeking release of vehicle on superdari was declined by the Sessions Judge, Panchkula.

Learned counsel for the petitioner has relied on the observations in the case of **Gurbinder Singh @ Shinder v. State of Punjab**, 2016 (4) RCR (Criminal) 492 wherein it has been observed that the vehicle used for transport of Narcotic Drugs and Psychotropic substance can be released on superdari. The case is still at the trial stage.

The revision petition is allowed and the vehicle, i.e., motor cycle bearing registration No.PB65-AE-6532 is ordered to be released to petitioner, subject to verification of his ownership, on furnishing Superdari bond to the satisfaction of the Judge, Special Court, Panchkula. The prosecution/Court will be entitled to proceed against the petitioner as per the provisions of Section 60 NDPS Act.

January 23, 2017

Paritosh Kumar

**(SURINDER GUPTA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No