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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

DECIDED ON : 26th APRIL, 2017

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CRL.M.C. 1674/2017

STATE (GOVT. OF NCT OF DELHI)

..... Petitioner

Through : Mr.Amit Gupta, APP.

versus

BHANWAR BANJARA

..... Respondent

Through : None.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

S.P.GARG, J. (Oral)

CRL.M.A.No.6797/2017 (Exemption)

Exemption allowed subject to all just exceptions.

The application stands disposed of.

CRL.M.C. 1674/2017

1. Present petition under Section 482 Cr.P.C. has been preferred by the State to challenge a judgment dated 22.07.2016 of learned Addl. Sessions Judge in Criminal Revision No.119/2016 whereby order dated 01.07.2016 of learned Metropolitan Magistrate declining to release the animals / livestock seized in the case was set aside.

2. I have heard the learned APP and have examined the file. The animals detailed in the impugned order were seized on 21.06.2016 when they were being transported in a truck bearing No. HR-74-6646. These were

ordered to be released to the respondent on superdari by the impugned order. It records that during the course of investigation, two calves had since expired. It further records that the livestock is not required for any purpose of investigation. No other individual has come forward to claim the ownership of the livestock. Number of conditions have been put by the Sessions Court to ensure production of the animals released on superdari during trial.

3. I find no illegality or material irregularity in the impugned order. The petition lacks in merits and is dismissed in limine.

(S.P.GARG)
JUDGE

APRIL 26, 2017 / *tr*