

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M No. 15545 of 2018

Date of decision : 14.12.2018

Sukhwinder Singh

.....Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. Robin Dutt, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

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DAYA CHAUDHARY, J. (Oral)

Learned counsel for the petitioner submits that the petitioner has joined investigation, whereas learned State counsel submits that though the petitioner has joined investigation but he has neither handed over the car nor the original Registration Certificate of the car, whereas the recovery was effected from the car.

In case the recovery was effected from the car, then custody of the car should have been with the Investigating Officer. Even the petitioner was not arrested at the spot. The allegations are matter of evidence, which shall be decided by the trial Court during the course of trial.

Accordingly, interim order dated 26.04.2018 passed by this Court in favour of the petitioner is made absolute.

Disposed of.

14.12.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No