

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

CRR-880-2017

Date of decision: August 09, 2018

Amarjeet Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Amandeep Singh Gulati, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

It has been submitted that petitioner has already been acquitted
by the learned Sessions Judge, Sirsa vide judgment dated 23.08.2016.

The State has not filed any appeal against the acquittal of the
petitioner.

Petitioner has moved an application for release of the car
which was involved in the said case.

Instead of passing specific order, dismissed the application
with following observations which read as under:-

*"In view of the judgment dated 23.08.2016 passed by this court,
the application of the applicant for releasing the car in question
on superdari is hereby dismissed being not maintainable as the
order for disposal of the case property was already passed on
23.08.2016. The case property be disposed of as per the decision
of the court."*

This court is of the view that after acquittal of the petitioner, he
is entitled for the return of the car but learned Sessions Judge had not pass
the specific order in this regard.

Thus, impugned order requires modification. As such, it is ordered that the car No.DL-6CB-2238 be returned to its registered owner.

Disposed of as such.

(RAJ SHEKHAR ATTRI)
JUDGE

August 09, 2018
m. sharma

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No