

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-33869-2018 (O&M)

Date of Decision:-25.3.2019

Gurvinder Singh

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ram Kumar Saini, Advocate for the petitioner.

GURVINDER SINGH GILL, J.(Oral)

Having heard the learned counsel for the petitioner, this Court does not find any ground to interfere with order dated 1.6.2018 (Annexure P-9) passed by learned Additional Sessions Judge, Ambala whereby the order passed by learned Judicial Magistrate 1st Class, Naraingarh i.e. order dated 28.12.2017 pertaining to '*superdari*' of the vehicle, has been affirmed.

In this case, the matter pertaining to possession of the vehicle in question is also being adjudicated by the Civil Court, wherein certain directions have already been passed in favour of respondent No.2. The said order dated 22.12.2017 has not been vacated so far.

In view of the aforesaid order dated 22.12.2017, this Court does not find any valid reason to interfere with the impugned order as in case an order in favour of petitioner is passed, the same would virtually amount to

negating the order passed by the Civil Court. The petition, as such, is dismissed.

It is, however, clarified that in case order dated 22.12.2017 is modified or reversed, it shall be open to the petitioner to move an application seeking modification of impugned order in view of changed circumstances.

25.3.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No