

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

**270**

**CRM-M-23640-2019 (O&M)  
Date of Decision: 29.05.2019.**

Deepak

....Petitioner.

Versus

State of Haryana and another

....Respondents.

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**CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN**

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**Present:** Mr. Anil Kumar Malik, Advocate for the petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

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**Shekher Dhawan, J.**

Present petition under Section 482 Cr.P.C. is for setting aside the order dated 01.05.2019 passed by learned Additional Sessions Judge, Panipat.

Learned counsel for the petitioner contended that prayer in the application is for releasing of vehicle/ Scorpio Jeep bearing registration No. HR-06AF-4565 was declined and the application was dismissed on the ground that the above said vehicle is involved in case under Sections 302 and 120-B of IPC and Sections 25 of the Arms Act.

Learned State counsel did not contest the present petition except on the ground that the petitioner is the owner of the vehicle/ Scorpio Jeep bearing registration No. HR-06AF-4565 and he be directed to produce the same before the learned trial Judge as and when production of vehicle

would be required.

Otherwise, also there was no reason with the learned trial Judge to dismiss the application for Superdari as the petitioner is the owner of the vehicle/ Scorpio Jeep bearing registration No. HR-06AF-4565 and at the best, the availability of the vehicle would be required during the trial.

In view of the above, the present petition is accepted and order dated 01.05.2019 passed by learned Additional Sessions Judge, Panipat is hereby set aside with the condition that vehicle/ Scorpio Jeep bearing registration No. HR-06AF-4565 shall be released to its original owner on furnishing of adequate bonds to the satisfaction of the Court with usual terms and condition of Superdari and with specific stipulation of the owner of the vehicle that he shall produce the vehicle as and when required during the trial. In case, the owner fails to produce the above said vehicle, superdari of the vehicle be cancelled by the trial Judge.

**(SHEKHER DHAWAN)**  
**JUDGE**

**29.05.2019**

*komal*

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No