

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M-1121-2020
Date of decision: 13.01.2020**

Ashwani Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Manpreet Singh, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for quashing of order dated 05.11.2019, passed by the Additional Sessions Judge, Moga, to the extent vide which though the application for release of vehicle on superdari has been allowed, however, a condition has been laid down that superdari bond in the sum of Rs. 15 Lakh with one surety in the like amount be furnished along with a bank guarantee of the equal amount of superdari bond.

Learned counsel for the petitioner submits that the vehicle in dispute is of 2011 model and presently it is about eight years old vehicle and since it is a commercial vehicle, its present market value is approximately Rs. 2.5/3 Lakh. Learned counsel for the petitioner further submits that the price of a new such vehicle is approximately Rs. 8/9 Lakh depending upon its variants.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State. Let a copy of the paperbook be supplied to him during the course of the day.

After hearing learned counsel for the parties, the present petition is allowed and order dated 05.11.2019 is modified to the extent that the vehicle in question shall be released on superdari on furnishing superdari bond to the tune of Rs. 3 Lakh along with bank guarantee of the equal amount of superdari bond.

13.01.2020

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No