

CRM-M-35726-2020

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35726-2020

Date of Decision: 04.11.2020

Sintu Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. HARMINDER SINGH MADAAN

Present Mr. G.C. Shahpuri, Advocate
for the petitioner.

HARMINDER SINGH MADAAN, J. (ORAL)

Case taken up through video conferencing.

By way of filing the present petition, petitioner – Sintu Kumar, craves for issuance of direction to the Court of Judicial Magistrate 1st Class, Jagadhari, to expeditiously decide the application filed by him regarding release of vehicle on superdari in case CRM No.184 of 2020, in FIR No.128 dated 03.09.2020, under Section 379 IPC and Section 21 (4) of the Mining Act, 1957, registered at Police Station Sadar Jagadhari, District Yamuna Nagar.

The grouse of the petitioner is that the tractor-trolley belonging to him had been illegally seized by Mining Department on 07.06.2020 and is lying parked in Police Station Sadar Jagadhari, District Yamuna Nagar. He has moved an application for releasing of the said tractor-trolley on 15.09.2020, which is still pending and has not been finally disposed of. The

matter is said to be fixed for 20.11.2020.

Notice of motion.

Mr. Tanuj Sharma, AAG, Haryana, accepts notice and submits that any order in accordance with law may be passed by this Court.

Accordingly, the instant petition is disposed of directing the Judicial Magistrate 1st Class, District Yamuna Nagar at Jagadhari, to dispose of the application for release of the tractor-trolley on superdari, in accordance with law by the next date of hearing, which is fixed as 20.11.2020 and if, for any reason, it cannot be disposed of on that date, then within ten days thereafter positively.

Copy of this order be sent to the Court concerned through the | District and Sessions Judge, Yamuna Nagar at Jagadhari.

04.11.2020
Nisha

(H.S. Madaan)
Judge

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No