

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No. 10714 of 2020**

Arising Out of PS. Case No.-576 Year-2019 Thana- GARDANIBAG District- Patna

SHILU DEVI Wife of Ramji Prasad Resident of Mohalla - Dhirachak, P.S.-  
Gardanibag, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Rina Sinha

For the Opposite Party/s : Mr.Ram Sumiran Rai

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      17-02-2021                      Heard learned counsel for the petitioner and  
learned counsel appearing on behalf of the State.

The present application has been filed for quashing the order dated 24.12.2019 passed by the learned Additional Sessions Judge-1, Patna in Spl. (P) Case No. 188/19 arising out of Gardanibagh P.S. Case No. 576/2019 whereby and whereunder the application for release of PIAGGIO tempo bearing registration No. BR 01 PK 1019, Chassis No. MBX0004AFXC819410 and Engine No. TBPCFBW 3014418 of the petitioner has been rejected on the ground that charge-sheet has not been submitted and investigation is still going on.

It is submitted on behalf of the petitioner that the vehicle is kept in open space and is subject to speedy decay and no useful purpose will be served by keeping the vehicle in question in custody.



In the aforesaid facts and circumstances, the  
impugned order dated 24.12.2019 is quashed.

The Court below is directed to release the aforesaid  
vehicle within two weeks from the date of production of a copy  
of this order, on proper verification of documents with regard to  
ownership, bonds and sureties and other terms as the Court may  
think proper in the facts and circumstances of the case.

It is, accordingly, disposed of.

**(Prabhat Kumar Singh, J)**

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