

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

116

CRM-M-40115 of 2021
Date of Decision : 11.10.2021

Harjinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shakti Mehta, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner submits that the conditions which have been imposed upon the petitioner for releasing the vehicle on supardari are contrary to the conditions settled by the Division Bench of this Court in CWP No.24941 of 2019 titled as **Darshan Singh vs. State of Punjab** decided on 28.01.2020, wherein the Division Bench of this Court had directed that 20% of the assessed amount of vehicle in question is to be deposited in cash along with security for the remaining amount along with other conditions, which may impose to the satisfaction of the trial Court. Learned counsel for the petitioner further submits that keeping in view the said settled principle of law, impugned order dated 13.09.2021 passed by the Judicial Magistrate 1st Class, Samana may kindly be modified.

Notice of motion.

Mr. Ramdeep Partap Singh, DAG, Punjab who is present in Court accepts notice on behalf of respondent-State.

Learned State counsel very fairly submits that order dated 28.01.2020 passed by the Division Bench of this Court in CWP No.24941 of 2019 covers the case of the petitioner and he has no objection in case, the present petition is disposed of in terms of the said order.

Keeping in view the fact that the parties are agreed that the present petition be disposed of in terms of the order dated 28.01.2020 passed by the Division Bench of this Court in CWP No.24941 of 2019, the present petition is disposed of in the same terms and conditions.

October 11, 2021*aarti***(HARSIMRAN SINGH SETHI)****JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*