

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

CRM-M No.53252 of 2021 (O&M)

Date of decision: 20.12.2021

Lovepreet Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. K.S. Saini, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for quashing/modifying the order dated 01.02.2020 passed by the Additional Chief Judicial Magistrate, Patiala (Annexure P-5) vide which the trial Court while allowing the application filed by the petitioner for releasing the Ford Endeavour vehicle owned by the petitioner on Superdari has directed to furnish the bank guarantee for a sum of Rs.6.00 lacs with one surety in the like amount.

The argument raised by counsel for the petitioner is that the petitioner is not in a position to pay the bank guarantee of Rs.6.00 lacs and to safeguard the order, the petitioner is ready to furnish a surety to the tune of Rs.6.00 lacs.

Counsel for the State has not disputed the factual position.

After hearing the counsel for the parties, considering the fact that the vehicle is lying in the custody of the police since long and no purpose will be served by keeping the same in the police custody, I

deem it appropriate to dispose of this petition by modifying the condition in the impugned order dated 01.02.2020 from furnishing bank guarantee for a sum of Rs.6.00 lacs to furnish a surety to the tune of Rs.6.00 lacs with one surety.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

20.12.2021
yakub

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No