

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No.304 of 2019

Arising Out of PS. Case No.-64 Year-2017 Thana- MEHANDIA District- Jehanabad

Manoj Kumar Son of Mithlesh Sharma Resident of Village-Bekthar, P.S.-
Mehandiya

... .. Petitioner

Versus

The State of Bihar

... .. Respondents

Appearance :

For the Petitioner/s : Mr.

For the Respondent/s : Mr. Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

6 03-11-2022 No one appears for the petitioner.

Mr. Parmeshwar Mehta, learned APP for the State is
present.

A counter affidavit has been filed on behalf of the
State. A perusal thereof would show that vide order dated
20.11.2017, the kerosene oil was confiscated. So far as the
tractor in question is concerned no confiscation proceeding has
been initiated against the tractor. A statement to this effect has
been made in paragraph '9' of the counter affidavit.

In the aforesaid view of the matter, this Court sets
aside the impugned order dated 18.08.2018 passed by learned
C.J.M., Arwal in Mehandia P.S. Case No. 64 of 2017. The
District Magistrate, Arwal is directed to ensure release of the
tractor bearing registration no. BR56G-0196 in favour of the
petitioner subject to his furnishing the document of ownership



of the tractor.

Let the entire exercise be done within a period of two weeks from the date of communication of this order. It will be the responsibility of the S.H.O. of Mehandia Police Station to deliver the tractor in question to the petitioner immediately on producing the documents of ownership by the petitioner.

This application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

