

D/L70
June 7,
2022
Bpg.

C.R.R. No.2360 of 2021

In Re: An application under Section 397/401 read with Section 482 of
the Code of Criminal Procedure, 1973;

Rajib Biswas
Versus
The State of West Bengal

Mr. Palash Chandra Majhi.
...for the petitioner.

Mr. Swapan Banerjee,
Ms. Purnima Ghosh.
...for the State.

Affidavit-of-service so filed be kept with the record.

In view of the order passed by the learned Judge, Special
Court under N.D.P.S. Act-Cum-A.D.J, 4th Court, Alipore, 24
Parganas (South) refusing to return the seized vehicle by its order
dated 12.08.2021, I find that a part of the order being relevant.

In view of the settled proposition of law, I direct that the
learned Special Court would assess regarding the ownership of the
vehicle of the claimant and thereafter impose conditions for return
of the seized motorcycle keeping in mind that the same is produced
as and when required before the court in course of the trial.

With the aforesaid observations, CRR 2360 of 2021 is
disposed of.

All parties shall act on the server copy of this order duly
downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)

