

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3125 of 2021

Date of Decision: 16th May, 2022

Ajmer Singh @ Ajmer Yadav

... Petitioner

Versus

State of Haryana

... Respondent3

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Sudhanshu Makkar, Advocate for the petitioner.
Mr. Gaurav Bansal, AAG, Haryana.

AVNEESH JHINGAN , J.(Oral)

In this petition the order dated 17.12.2020 is impugned whereby the prayer for release of the vehicle on superdari in case of trial of FIR No. 263 dated 21.6.2020 under Sections 210, 379, 409, 411, 420, 467, 468, 471, 473, 484 and 120-B IPC and Sections 7, 8 and 13 of the Prevention of Corruption Act, 1988 registered at Police Station Meham was rejected.

The issue is with regard to release of Creta Car bearing registration No. HR-21J-0047.

In the impugned order, it has been specifically recorded that the car belongs to Narender Kumar who had got registered FIR No. 036722 dated 16.10.2018, under Section 379 IPC, Police Station Mukherjee Nagar, Delhi with regard to theft of the vehicle.

During investigation of the present FIR, Hyundai Company informed that chasis number and engine number, referred to by the

applicant for release of the vehicle were not issued by the company. There is a specific finding recorded that registration certificate of the applicant was fake.

Learned counsel for the petitioner submits that vehicle should be released to the petitioner and the petitioner is ready to abide by the conditions imposed by the court.

Learned counsel for the State opposes the prayer of the petitioner and submits that the petitioner is not the owner of the vehicle, the stolen vehicle was subsequently sold and a fake registration certificate by changing the chasis number was procured.

There is a dispute as to whether the petitioner is the real owner of the vehicle in question. As per the investigation, the stolen vehicle was got registered at Meham in the name of Rahul Sangwan with fake documents and thereafter vehicle was sold to the petitioner. As per the case set up, it is a stolen vehicle and that registration certificate in favour of the petitioner is fake, no case is made out for release of the vehicle to the petitioner.

The petition is dismissed.

(AVNEESH JHINGAN)
JUDGE

16th May, 2022
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Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No