

06-06-2023
Court No.2
bm/27.

**In The High Court At Calcutta
Jalpaiguri Circuit Bench**

**C.R.R. 122 of 2023
Mohd Tehjeeb So Tokeer
Vs.
State of West Bengal**

Mr. Jaydeep Kanta Bhowmik
Mr. Sayantan Bhowmik
Ms. Rikta Sarkar
...for the petitioner

Ms. Adity Shankar Chakraborty
Mr. Nilay Chakraborty
...for the State

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the owner of a vehicle that was seized in connection with Samuktala Police Station case no.158 dated 07.08.2022 under Section 20(b)(ii)(c) of `NDPS Act,1985. The petitioner's driver was arrested. Charge-sheet has already been submitted. But, the petitioner has not been made an accused in the case. The petitioner thereafter made an application for return of the vehicle. On 9.11.2023 a report was filed on behalf of the State, which taken on record by the learned Special Court under NDPS Act at Jalpaiguri. But again on the next date, that is,

on 10.1.2023 the case was fixed for production of report. Yet, the application for return of vehicle filed by the petitioner has not been disposed of as yet.

Learned counsel appearing of the State submits that without prejudice and in the event the application for return of vehicle has not yet been disposed of as yet, same may be done within a stipulated time.

I have heard the learned counsel for the parties and perused the revision petition.

It appears that the application filed by the petitioner for return of vehicle has remain pending till a certain date. If the application still remains pending, learned Special Court is requested to expeditiously dispose of such application in accordance with law after hearing the parties.

The criminal revisional application is accordingly disposed of.

Urgent Xerox certified copy of this order, if applied for, be supplied on priority basis.

(Jay Sengupta, J.)