

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

126

CRM-M-12232-2023 (O&M)
Date of Decision: March 14, 2023

Sabir Khan

.....Petitioner(s)

Vs.

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Azad Khan, Advocate for the petitioner.

Mr. Manish Bansal, DAG, Haryana

ANOOP CHITKARA J. (ORAL)

The limited prayer for which the petitioner has come up before this Court is for quashing of the order dated 07.02.2023 passed by learned Additional Sessions Judge, Nuh vide which *sapurdari* of his vehicle bearing No. HR74A-9267 has wrongly remanded back to the trial Court for re-consideration.

Notices served upon the official respondent(s) through the State's counsel.

After arguing for some time, counsel for the petitioner submits he would be contented and satisfied if the possession of the vehicle may not be disturbed as he is the registered owner of the vehicle in question till the disposal of his *sapurdari* application by the trial Court afresh pursuant to the impugned order dated 07.02.2023

Given the nature of the order that this Court proposes to pass, response of official respondent is not required.

Given the nature of the prayer, the present petition is partly allowed to the extent that possession of the vehicle shall remain with the petitioner till the decision of the trial Court on the application subject to the condition that the petitioner shall not seek any adjournment. In case he does so, this order stands recalled automatically under Section 362 Cr.P.C. r/w 482 Cr.P.C without any further reference to this Court. Moreover, the trial Court is requested to take up the matter on top priority and try to pass order on the same before 15.04.2023.

There would be no need for a certified copy of this order, and any Advocate for the Petitioner/State can download this order and other particulars as may be required, from the official web page of this Court, and attest it to be a true copy. The concerned court can also verify its authenticity and may download and use the downloaded copy for immediate use, if required.

(ANOOP CHITKARA)
JUDGE

March 14, 2023
sonia arora

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