

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRR-3254-2019

Date of decision: 15th September, 2023

Gurjant Singh @ Janta

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. G.S. Sandhu, Advocate for the petitioner.
Ms. Navreet K. Barnala, AAG, Punjab.

AVNEESH JHINGAN, J (Oral):

1. The present petition is filed aggrieved of order dated 2nd November, 2019 rejecting the prayer for release of motorcycle bearing registration No. PB-53-B-6792 (hereinafter referred as 'motorcycle') and Nokia made mobile.

2. The brief facts are that petitioner is an accused in FIR No. 74, dated 22nd June, 2019, under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act'), registered at Police Station Kabarwala. Petitioner was apprehended while riding on the vehicle, contraband was recovered from him. During the pendency of the trial, an application was filed for release of the motorcycle and mobile on Superdari. The application was rejected on the ground that petitioner has not produced registration certificate of motorcycle and the invoice of the mobile.

4. Learned counsel for the petitioner submits that petitioner shall move a fresh application after annexing the registration certificate of the motorcycle and the sale invoice of the mobile.

5. In view of the statement made by learned State counsel, the present petition is disposed of with liberty to the petitioner to file a fresh application before the court concerned after annexing the necessary documents.

6. There is no doubt that in eventuality of petitioner filing a fresh application, the same would be considered in accordance with law without being influenced by the observations made in impugned order.

7. Since the main case has been disposed of, pending application if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

15th September, 2023

Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No