

**2024:PHHC:052777**

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

**111 CRR-357-2024 (O&M)  
DATE OF DECISION: 19.04.2024**

**JAGJIT SINGH**

**...PETITIONER**

**Versus**

**STATE OF PUNJAB**

**... RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr.APS Sandhu, Advocate for the petitioner(s).

Mr. Rajiv Verma, DAG, Punjab.

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**SANDEEP MOUDGIL, J (ORAL)**

**CRM-16297-2024**

This application has been filed under Section 5 of the Limitation Act for condonation of delay of 43 days in filing the revision petition.

For the reasons mentioned in the application and in view of the submission made by learned counsel for the applicant, the application is allowed and delay of 43 days in filing the revision petition is condoned.

**Main case**

This revision petition has been filed for setting aside of the order dated 07.10.2023 whereby application filed by the petitioner for releasing the motorcycle which is a case property having registration No. PB-02-DZ-3138 lying with the custody of the Court has been dismissed.

Learned counsel for the petitioner contends that the Trial Court while passing the impugned order has not appreciated the fact correctly about the registration of the vehicle wherein the vehicle in question is registered in the name of the petitioner vide registration certificate (Annexure P-3).

Since the application for release of the vehicle in question was declined by the Court below only on the surmise that it does not belong to the petitioner and now, the said fact has been verified by learned State Counsel on instructions from ASI Suran Singh.

In light of the above and also keeping in view the registration certificate, the Trial Court is directed to reconsider and decide the matter afresh within a period of one week from the date of receipt of certified copy of this order.

Petition is disposed of in the above terms.

(SANDEEP MOUDGIL)  
JUDGE

19.04.2024  
anuradha

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|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |