



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

CRM-M-28788-2024

Date of Decision : **27.08.2024**

CHANDER MOHAN

.....Petitioner

VERSUS

CENTRAL BUREAU OF INVESTIGATION

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Gautam Dutt, Advocate,
for the petitioner.

Mr. Prateek Gupta, Advocate for
Mr. Deepak Sabharwal, Advocate,
for the respondent-CBI.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, prayer is made for issuance of directions to the respondent authorities to release the articles, seized vide Search and Seizure Memo dated 08.08.2023 (Annexure P-2), and vide bank Locker Operation memo dated 17.08.2023(Annexure P-3), in arbitrary and illegal manner in case case FIR No.RC-005-2023-A-0024, dated 08.08.2023 (Annexure P-1), under Section 7 of the Prevention of Corruption Act, 1988, registered with Police Station CBI, ACH, CHG, District, Chandigarh, as the same not being the case property as per *challan* (Annexure P-4). He further seeks a direction to the respondent authorities to defreeze/release his bank locker, being not the case property.

2. On the last date of hearing, i.e. 21.08.2024, the following order was passed by this Court:-

“Learned counsel for the respondent-CBI at the very outset submits that the case property, which is sought to be released is infact case property in different FIR i.e. FIR No.RC0052024A0003 dated 6.2.2024, registered at Police Station CBI, ACB, Chandigarh. Though he seeks an adjournment to file a formal reply in this regard.

Adjourned to 27.8.2024.
To be shown in the urgent list. ”

3. In view statement suffered by learned counsel for the respondent-CBI, vide order extracted hereinabove, learned counsel for the petitioner submits that he may be permitted to withdraw the instant petition, with liberty to approach the magistrate concerned, for redressal of his grievance, by filing an appropriate motion.

4. **Dismissed as withdrawn**, with the aforesaid liberty.

August 27, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No