IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.24197 of 2014

Premalata Biswal .... ***Petitioner(s)***

Mr. Anirudha Das, Adv.

-versus-

State of Orissa & Anr. .... ***Opposite Party(s)***

Miss Gayatri Patra, ASC

CORAM:
HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order No.	**ORDER**
	22.10.2025

14. **1**. This matter is taken up through hybrid arrangement.

2. In filing this Writ Petition, the Petitioner claiming herself to be the registered owner of the vehicle in question bearing registration No.OR-02-AV-8957 which is alleged to have been seized due to some unlawful activities, has challenged the impugned order dated 24.11.2014 passed by the learned District Judge, Dhenkanal in FAO No.24 of 2013 so also the order dated 11.03.2013 passed by the Authorized Officer-cum-ACF, Dhenkanal Division in OR Case No.36 D of 2012-13.

3. Heard.

4. Learned counsel for the Petitioner submits that since the above noted vehicle has been parked at an open space, the said vehicle is going to be damaged due to direct exposure to the sun and rain. He, accordingly, prays for a direction for release of the said vehicle.

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Designation: Personal Assistant
Reason: Authentication
Location: High Court of Orissa
Date: 24-Oct-2025 18:10:47

5. At this juncture, learned counsel for the State, on instruction, submits that since the proceeding pertaining to the above noted vehicle is still pending, releasing the said seized vehicle at this stage may hamper the process of completion of the said proceeding.

6. Be that as it may, since the condition of the above noted seized vehicle is getting deteriorated day-by-day due to direct exposure to the sun and rain, this Court directs the learned court in *seisin* over the matter to release the above noted seized vehicle in the zima of the Petitioner subject to the conditions that the Petitioner:-

(i) shall deposit a sum of Rs.20,000/-(Rupees twenty thousand only) by way of a draft in favour of the concerned Registrar, Civil Courts within a month hence;

(ii) shall file an undertaking that she will not change the appearance and colour of the seized vehicle;

(iii) shall not allow the vehicle to be used for any illegal purpose; and

(iv) shall produce the seized vehicle in the court or before the authority concerned as and when required.

7. In case of violation of any of the above conditions by the Petitioner, the entire amount shall be forfeited and will be deposited in favour of the Odisha Police Relief and Welfare Fund and this order would not be applicable.

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8. This Writ Petition is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

Ayaskanta

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