



CWP-9635-2024

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

(255)

CWP-9635-2024

Date of Decision : 04.02.2025

Papu Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Vikash Bishnoi, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant writ petition, a prayer is made for issuance of a writ in the nature of certiorari, seeking quashing of order dated 25.04.2022 (Annexure P-3), passed by the learned Sub Divisional Magistrate, Narnaund, District Hisar, respondent No.2, and order dated 28.04.2023 (Annexure P-4), passed by the learned Deputy Commissioner, Hisar, respondent No.3, whereby, the application and appeal of the petitioner, for releasing the vehicle bearing registration No.HR-62A-0643, in case bearing FIR No.315 dated 21.12.2021, registered under Section 13(1) of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, and Sections 11/59/60 under Animal Cruelty Act, 1960 and Section 420 of IPC, 1860, registered at Police Station Bass District Hansi, was dismissed.

2. The coordinate Bench of this Court, vide order dated 02.12.2024, had passed the hereinafter extracted order upon the instant petition :-



Court on the question of law and the query posed to him that what would be the fate of the vehicle in the event, the accused eventually gets acquittal.

In the interest of justice, adjourned to 04.02.2025.

In the meanwhile, the vehicle bearing registration No.HR62A-0643 is ordered to be released in favour of the registered owner on his furnishing spurdari bond with a surety of like amount and upon such other conditions as may be so prescribed by the competent authority in accordance with law with an undertaking that the vehicle shall be produced in the Court on each and every date of hearing and the same shall not be sold or alienated during the pendency of the case without the permission of the competent authority. The colour and identification of the vehicle shall also not be changed during the pendency of the case.”

3. In deference to the directions (supra), the petitioner has proved registered ownership of the vehicle and resultantly, the vehicle was released on spurdari to the present petitioner.
4. In view of the above, no further direction is required to be passed in the instant writ petition, at this stage. However, the petitioner shall remain bound with the undertaking furnished that he will produce the vehicle, as and when, notice is served upon him. In the meanwhile, the petitioner will not create any third party interest with regard to the vehicle in question.
5. Consequently, the instant writ petition is **disposed of**.

(KULDEEP TIWARI)
JUDGE

February 04, 2025
Manpreet