

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO. 606 OF 2012  
IN  
CRIMINAL WRIT PETITION NO. 18 OF 2012

ANIL RAJARAM KELKAR .. PETITIONER

VERSUS

THE STATE OF MAHARASHTRA .. RESPONDENT

Mr. Sanskar Marathe, Advocate for the applicant  
Mrs. S. D. Shinde, APP for the State

CORAM:-ABHAY M. THIPSAY, J.  
DATED : 28/06/2013

P.C.

Heard the learned counsel for the applicant and the learned APP for the State.

2. Though, the order passed by the learned Magistrate, directing the release of the truck in question to the petitioner was set aside by the sessions court, actually the vehicle was not taken back from the custody of the petitioner by the forest

department.

3. The learned counsel for the petitioner submits that, in the trial the petitioner has been acquitted. The petitioner now intends to make an appropriate application before the concerned authorities for return of his truck. He apprehends that, the order passed by this court on 9/10/2012 might come in his way in seeking the return of the truck.

4. I do not find anything in that order which would prevent the petitioner from making an application before the concerned authorities for return of his truck.

5. Needless to say that, such an application as and when made, would need to be decided on merits and in accordance with law, by the concerned authorities.

6. Save and except the aforesaid, no other order on the present application is necessary, which stands disposed of with this observation.

(ABHAY M. THIPSAY, J.)

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