

**HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT
JAIPUR**

S.B. Criminal Miscellaneous (Petition) No. 4557 / 2017

Umar S/o Shri Subhana B/c Mev, R/o Village Sancholi Tehsil
Sohana, District Gurgava, Haryana.

----Petitioner

Versus

State of Rajasthan Through PP.

----Respondent

For Petitioner(s) : Mr. Hanish Khan Adv.

For Respondent(s) : Mr. R.R. Gurjar, P.P.

HON'BLE MRS. JUSTICE SABINA

Judgment

31/08/2017

Petitioner has filed this petition under Section 482 Code of Criminal Procedure 1973 challenging the order dated 18.08.2017 whereby the application of the petitioner, to release the vehicle in question on superdari was dismissed.

Learned counsel for the petitioner has submitted that the petitioner is the owner of the vehicle in question. Trial is pending in the trial court. In case the vehicle in question is permitted to stand in the police station, it would be reduced to junk. Petitioner shall produce the vehicle in question before the trial court as and when directed. In support of his arguments, learned counsel has placed reliance on the judgment of this court on **Yunush Vs.**

State of Rajasthan in S.B. Criminal Misc. Petition No. 3944

decided on 14.09.2016 and Shoukat Khan Vs. State of

Rajasthan in S.B. Criminal Misc. Petition NO. 6307/2016**decided on 22.02.2017.**

Learned State Counsel, on the other hand, has opposed the petition.

Keeping in view the submissions made by the learned counsel for the petitioner, it would be just and expedient to order the release of the vehicle in question on superdari.

Accordingly, petition is allowed. Vehicle in question be released to petitioner on superdari subject to his furnishing superdari bonds to the satisfaction of the trial court.

(SABINA) J.

S.Kumawat/D-77

