

State Vs. Manjeet Kaur.

Present: Sh. Jitender Mor, Advocate for applicant/accused.
for Sh. Gurjant Singh, learned Assistant Public Prosecutor
State, assisted by Sh. R.K. Harit, Advocate for
respondent/complainant.

ORDER:

The present application has been moved by applicant Manjeet Kaur seeking release of vehicle bearing registration No. HR-41J-4212 (Scorpio) on superdari.

Notice was issued to the State. Report of the Investigating Officer has been received.

I have heard learned counsel for the applicant, learned APP for the State and have carefully perused the record.

The applicant submits that she is the legally wedded wife of deceased Gurdeep Singh, who was the registered owner of the vehicle in question, and, therefore, the vehicle deserves to be released in her favour on superdari.

Per contra, the police report reveals that this Court had already passed an order dated 13.03.2026 whereby vehicle bearing registration No. HR-41J-4212 was released on superdari in favour of Bhanjan Kaur through her Special Power of Attorney holder Jagwinder Singh. It has further been reported that in compliance with the aforesaid order, possession of the vehicle was delivered on 18.03.2026 and the vehicle is no longer lying in police custody.

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I have considered the rival submissions and gone through the record. From the record, it is evident that the vehicle in question had already been released on superdari by this Court vide order dated 13.03.2026. The police report further establishes that the said order has already been executed and possession of the vehicle has been handed over in pursuance thereof. Once the vehicle has already been released pursuant to a judicial order and is no longer in police custody, no occasion survives for passing a fresh order of superdari in respect of the same vehicle. The relief sought by the applicant cannot be granted in the present proceedings.

It is further noteworthy that the applicant has separately challenged the order dated 13.03.2026 by filing an application seeking setting aside thereof. Thus, the relief sought in the present application is substantially connected with and dependent upon the fate of the earlier order. In essence, the applicant seeks a fresh order of superdari in respect of a vehicle which already stands released pursuant to a judicial order. Such a course is not legally permissible. Unless the order dated 13.03.2026 is modified, varied or set aside in accordance with law, a second and inconsistent order of superdari in favour of another claimant cannot be passed.

The rival claims raised by the parties regarding legal heirship, matrimonial status, validity of documents and entitlement to the

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vehicle involve disputed questions of fact which cannot be adjudicated in the present proceedings relating to interim custody and are left open for adjudication before the competent forum. Accordingly, **the present application is held to be not maintainable and is hereby dismissed.**

It is, however, clarified that nothing contained in this order shall prejudice the right of the applicant to avail such remedies as may be available to her in accordance with law against the order dated 13.03.2026 or before any competent court/forum regarding her alleged rights in the vehicle or estate of deceased Gurdeep Singh.

Date of order:04.07.2026
Amit SGG-II

(Radhika),
CJ(JD)-cum-JMIC, RC,
Pehowa. UID No.HR0733.

(Radhika)
JMIC, Pehowa.
04.07.2026

State Vs. Harjinder Singh etc.

Present: Sh. Gurjant Singh, learned Assistant Public Prosecutor for State, assisted by Sh. R.K. Harit, Advocate for respondent/complainant.
Sh. Jitender Mor, Advocate for applicant/accused.

Arguments heard.

Vide separate order of even date, **both applications for setting aside the order dated 13.03.2026 passed in CRM No.137/2026 and release the vehicle No.HR-41-J-4212 in favour of applicant in hand stands dismissed.**

Papers be tagged with the main case file.

Date of order:04.07.2026
Amit

(Radhika),
CJ(JD)-cum-JMIC, RC,
Pehowa. UID No.HR0733.