

District: Purba Bardhaman.

In the Court of the Sessions Judge, Purba Bardhaman, at Burdwan.

Present: Sri Bimal Kanti Bera (WB00681)
Sessions Judge, Purba Bardhaman at Burdwan
District – Purba Bardhaman

Criminal Revision No.30 of 2025
(CNR NO. WBBD 01 002071-2025)

Petitioner ..The State of West Bengal Vs Respondent ..Gita Hazra

(Arising out of G.R.Case No. 3590 of 2024 in reference to Dewandighi P.S. Case No. 118 / 2024 dated 15.07.2024 U/s. 46 of Bengal Excise Act against the order passed by the Ld. C.J.M., Purba Bardhaman)

Order no. 13 dated 09.07.2026:

The parties have filed their respective haziras.

None appears for any of the parties on repeated calls.

In the circumstances, the instant Criminal Revision is taken up for hearing on merit.

The instant Criminal Revision has been preferred by the State challenging the order dated 25.04.2025 passed by the Ld. C.J.M., Purba Bardhaman in connection with Dewandighi P.S. Case No. 118 of 2024 dated 15.07.2024 (G.R.Case No. 3590 of 2024) u/s. 46A (C) of Bengal Excise Act.

Dewandighi P.S. Police intercepted one Black Colour Bajaj Pulsar motorcycle bearing Registration No. WB 42-AY-9459 with unlawful possession and transportation of 40 litres of illicit distilled (I.D.) liquor from the possession of the rider of the motor cycle. The registered owner Gita Hazra made a prayer for returning the vehicle. Ld. C.J.M., Purba Bardhaman by the impugned order allowed the prayer subject to the conditions of furnishing P.R. Bond of Rs.2 lakhs and not to change the nature, colour and character of the vehicle and not to alienate the same till disposal of the case and to produce the vehicle as and when called for before the Court.

So, apparently the vehicle was returned to the interim custody of the registered owner. The revision was preferred on the ground that the vehicle is liable to be confiscated.

The vehicle was not disposed of finally but only interim custody was given. The interest of the State is in no way prejudiced. The vehicle had been at the risk of being damaged if interim custody was not given.

Considering the facts and circumstances of the case there is no apparent error or irregularity or illegality or impropriety in the order passed by the Ld. C.J.M., Purba Bardhaman.

Hence,

it is, **Ordered**

that the instant Revision be and the same is dismissed on merit.

Let the T.C.R. of G.R. case No. 3590 of 2024 along with a copy of order be sent to the Ld. C.J.M., Purba Bardhaman for information and for proceeding further of the case.

Dictated & corrected by me,

Sessions Judge,
Purba Bardhaman,

Sessions Judge,
Purba Bardhaman