

C.R. Case no. 27/2026 (CIS 27/2026)

WB 01110

Order no. 05 Dated 25.05.2026

The record is putup today.

One petition u/s 497 of BNSS has been filed by Birendra Shah praying for return and release of the vehicle being registration no. WB-73C/6147 to its registered owner, petitioner himself along with v-nama and documents.

*Ld. Advocate referred the order passed by the Hon'ble High Court in **CRR no. 337 of 2026 Totan Doloi vs. State of West Bengal.***

It appears from the record that the aforesaid vehicle was seized from the petitioner who is the alleged accused of this case on 02.05.2026.

In these circumstances, in view of Rule IV, V of the Government Notification no. 1030-FT dated 01.07.2024 and in view of the aforesaid judgment cited by the Ld. Advocate for the petition, let a report be called for from the Excise Department, Kalimpong regarding the status of confiscation proceeding if any initiated.

*Fix **16.06.2026** for report from the Excise Department.*

*To date (**15.07.2026**) for appearance and POR.*

Let a copy for this Order be sent to the Superintendent of Excise, Kalimpong for compliance.

Dictated by me:

-S/d-

CJM, Kalimpong

-S/d-

CJM, Kalimpong