

Electricity Case No. - 10/ 2021
CNR – WBHG01-000445-2021

Order No. 07 dated 17.03.2021

The record is put up today on the strength of a put up petition filed by the petitioner / accused person namely Samar Pal.

Ld. Advocate for the petitioner submits that on last occasion, the petitioner filed one petition for releasing of the vehicle bearing no. WB -15B 0672 seized by the I.O of this case in c/w Jangipara P.S case no. 21/ 2021 dated 29.01.2021. Till date the said vehicle was in the P.S Malkhana. The petitioner has already granted interim bail from the Ld. Court. On last date, the petitioner filed one petition with an affidavit for returning of the vehicle bearing no. WB- 15B 0672 standing in the name of petitioner. Ld. Court was pleased to allow the said petition and directed the I.O of this case for esquiring about the same and file report. After enquiry, the I.O has submitted the report on 15.03.2021. As such, Ld. Advocate for the petitioner prays for releasing of the said vehicle in favour of the petitioner who is the owner of the said vehicle.

Ld. PP-in-Charge submits for passing necessary order.

Heard, considered and after perusing the materials on record as well as I.O's report submitted on 15.03.2021 from where it transpires that the I.O., S.I Swapan Pathak after receiving the Court order collected the particulars of the vehicle from the competent authority and sent the notice to the complainant for producing the document in respect of seized vehicle. Thereafter, the owner of the vehicle bearing no. WB15B 0672 namely Samar Pal, S/o Gopal Pal of village – Chiladanga, P.S.- Pursurah, Dist.- Hooghly came to P.S and produced papers / documents of ownership in respect of the vehicle which is established by the said document. Under such circumstances, I.O S.I Swapan Pathak submitted the report by stating that he has no objection if the seized vehicle bearing no. WB15B 0672 is released in favour of Samar Pal, S/o Gopal Pal of village – Chiladanga, P.S.- Pursurah, Dist.- Hooghly.

Therefore, considering the prayer of the I.O, I am inclined to allow the prayer of the petitioner Samar Pal.

Thus, the vehicle bearing no.WB15B 0672 is released in favour of petitioner Samar Pal by furnishing the personal bond of Rs. 2.00 Lakhs. He is further directed to not to change the nature and character of the seized vehicle till the disposal of this case. He is further directed to undertake to produce the same before this Court as and when called for.

Thus, the petition filed by the petitioner in respect of return of seized vehicle is hereby stands allowed.

Fix 03.05.2021 for appearance and I.O's report.

D/C by me,
Sd/-
Judge,

Sd/-
Judge, Elect. Act, Hooghly
WB01307