

**MACC Execution Case No.05/2013**

**Present :- Shri S.M.Tripathi,  
Addl. Sessions Judge,  
F.T.C.Ist Court, Malda.**

**Order No.20.**

**16.06.2014** In view of the order dated- 29.05.2014 O.C, Manikchak PS appears and produces the owner of the offending vehicle against whom the W.A was pending since long .

A petition on behalf of the owner (arrestee) is filed for release on the ground stated therein .

It is stated in the petition that after ex-parte order, dated- 02.03.2013 in MACC Case no. 84/2012 the owner of the vehicle started Misc. Case being number 03/2014 under order-9, Rule -13 C.PC . The order of issue of warrant in MACC Execution no. 05/2013 is not as per provisions of C.PC. The owner, Sk. Matiul should be released at once .

After considering the facts and circumstances, and also considering that a Misc. Case under order-9, Rule -13 C.PC is pending against the ex-parte order and a date 24.07.2014 is fixed for appearance of the O.P/ the claimant .

An order of release of the owner of the offending vehicle namely Sk. Matiul will be just and proper order .

Let Sk. Matiul, the owner of the offending vehicle be released at once .

Dictated & Corrected  
by me .

Additional District & Sessions Judge,  
Fast Track, First Court, Malda.

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