



2026:RJ-JP:37940

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

S.B. Criminal Revision Petition No. 1020/2026
CNR: RJHC010632172026
URN: CRLR / 2265U / 2026

Shakir Hussain

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Mahendra Saraswat
For Respondent(s)	:	Mr. Shriram Choudhary, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

13/07/2026

Heard learned counsel for the petitioner. Perused the material available on record.

This Court finds that, in the present case, the contraband was recovered from Motorcycle bearing Registration No. RJ21MS8872. The petitioner, who is the registered owner of the said vehicle, was driving it at the relevant point of time.

Learned counsel for the petitioner submitted that the Motorcycle bearing Registration No. RJ21MS8872 may be released on interim custody, as keeping the seized vehicle stationed at the police station for a prolonged period serves no useful purpose. It was further submitted that it is a settled principle of law that, ordinarily, a seized vehicle should be released on interim custody at the request of its registered owner, subject to appropriate terms and conditions.



Per contra, learned Public Prosecutor submitted that this Court, after considering the various judgments of the Hon'ble Supreme Court on the issue, has held in ***Jaskaran Singh @ Jassi vs. State of Rajasthan***, vide order dated 08.07.2026, that where the petitioner himself is found transporting narcotic drugs or psychotropic substances and is unable to produce any valid licence or authorization permitting such transportation, the vehicle ordinarily ought not to be released on interim custody, as its release may facilitate its further use in similar unlawful activities.

In response, learned counsel for the petitioner prayed for some time to examine the judgment rendered by this Court in ***Jaskaran Singh @ Jassi v. State of Rajasthan***.

The prayer is allowed.

List the matter on 17.07.2026

(KULDEEP MATHUR),J