

ITEM NO.15

Court 9 (Video Conferencing)

SECTION II

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (CrI.) No(s).131/2022

(Arising out of impugned final judgment and order dated 16-12-2020 in SBCRLMP No.6341/2020 passed by the High Court Of Judicature For Rajasthan At Jaipur)

THE STATE OF RAJASTHAN

Petitioner(s)

VERSUS

RAM NATH

Respondent(s)

(IA No.2671/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.2672/2022-EXEMPTION FROM FILING O.T.)

Date : 12-01-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VINEET SARAN
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Dr. Manish Singhvi, Sr. Adv.
Mr. Arpit Parkash, Adv.
Mr. Sandeep Kumar Jha, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

The submission of learned counsel for the petitioner/State of Rajasthan is that an unclaimed tractor and trolley loaded with bajri was seized by the police. According to the learned counsel for the petitioner, the release of the vehicle could have been ordered only by the police authorities. However, respondent approached the Trial Court for release of the vehicle, which application was rejected and the petition filed by the respondent under Section 482 of the Code of Criminal Procedure has been allowed by the High Court and direction has been issued to release

the vehicle on certain conditions. It is contended by learned counsel for the petitioner that the jurisdiction of the High Court could not be there when the matter was not pending in any Court and the release of the vehicle was subject matter of the police authorities and not of the Court.

Issue notice, returnable in four weeks.

In the meanwhile, there shall be stay of release of the vehicle, if not already released.

(ARJUN BISHT)
(COURT MASTER (SH))

(RENU KALIA)
(BRANCH OFFICER)