

ORDER BELOW EXH.1 IN SPL.MA NO.59/2016

1] This is an application filed by the applicant Arjun Nagu Gaikwad the owner of the vehicle for releasing the vehicle. It is contended that, said vehicle is attached by Nigdi police station in connection with the crime no.645/2016.

2] Applicant is the original owner of the vehicle Kareezma two wheeler bearing registration no.MH-14-DP-4137. He is the registered owner. He is in need of the vehicle for day to day use. If it is unused, it will get damage. Hence, this is the application for releasing the vehicle.

3] The say is given by the concerned police. It is submitted that the vehicle is very much important evidence so far as this act is concerned. Possibility of tampering with the said evidence cannot be ruled out. Rejection is thus prayed for.

4] Heard the Ld. counsel for the applicant. Perused the documents i.e R.C.T.C. of the vehicle in the name of applicant. On perusal of the said document, it seems that the applicant is the owner of the said vehicle. Certainly if the vehicle is not given, there is possibility of damaging the vehicle. Moreover, the vehicle is not required for the purpose of investigation. Hence, I am of the view that there is no hurdle in releasing the vehicle to applicant on some conditions as under. With this, I proceed to pass the following order.

ORDER

1] Application is allowed.

2] Sr. Police Inspector, Nigdi Police Station is hereby directed to hand over the vehicle Kareezma Two wheeler bearing registration no.MH-14-DP-4137 Chassis no. MBLMC38EDCGF00409 Engine no. MC38ECCGF00458 to the applicant Arjun Nagu Gaikwad on executing Suprutnama bond of Rs.60,000/- (Rs.Sixty Thousand only) before the court subject to condition that, he shall not change the nature of the vehicle and shall cooperate the police for the purpose of investigation until the trial is over.

3] The applicant shall submit the copy of certificate of insurance within 8 days from the date of this order.

Date :17.11.2016

(Mangala J.Dhote)
Additional Sessions Judge,Pune.

“ I affirm that the contents of the P.D.F. File Judgment are same word for word as per original judgment.

Name of Steno	- S.V.Thakar,
Court Name	- Mangala J Dhote, Additional Sessions Judge, Pune.
Date of order	- 17.11.2016
Order signed by P.O.	- 17.11.2016
Order uploaded on	- 22.11.2016

