

C. C. No. 4400452/N/2022

in C.R. No.74/2022 of Amboli police station

ORDER BELOW APPLICATION FOR RETURN OF PROPERTY :

1. Perused application, say of learned APP, I.O. and documents on record. Applicant **Tuntunkumar Naresh Shah** prayed for return of property i.e. Bajaj Auto rickshaw Reg.No.MH-02-EQ-9615, Chassis No.MD2A27AY5HWJ30354, Engine No.AZYWHJ51026, Colour-Black and Yellow, valued Rs.50,000/-, which is seized in C.R No.131/2022 under seizure panchanama by Amboli Police Station. Say of I.O and Ld APP were called. I.O. has no objection to return of the said property to the applicant. Ld APP has submitted that there is no documents relating to his ownership of seized auto rickshaw. Hence, he has opposed the application. Ranjeet Kumar Sah is the registered owner of the seized property. Applicant has produced Affidavit, affidavit-cum-NOC of the registered owner of the vehicle stating therein his no objection to hand over the said vehicle to the applicant, xerox copy of permit, Aadhar Card of the registered owner of the vehicle, Xerox copy of driving licence and FIR on record. The said seized property is lying at police station. So the property will be returned to the applicant at interim stage, with the following condition, then no harm will be caused to anybody. I, therefore, pass following order;

ORDER

1. The application is hereby allowed.
2. The concerned police station is hereby directed to hand over the seized property i.e. Bajaj Auto rickshaw Reg.No.MH-02-EQ-9615, Chassis No.MD2A27AY5HWJ30354, Engine No.AZYWHJ51026,

Colour-Black and Yellow, valued Rs.50,000/-, which is seized in C.R No.74/2022 under seizure panchanama on his executing indemnity bond of Rs.50,000/- (Rs. Fifty Thousand Only) to applicant **Tuntunkumar Naresh Shah.**

3. The concerned police officer is hereby directed to hand over the said property to the applicant, after taking all the details i.e. photographs, description, etc. which ever is necessary.

4. The applicant is hereby directed not to sell, change, transfer, or exchange the said property in any manner to anybody till the disposal of the case.

5. The applicant is hereby directed to produce the said property before the Court as and when required and ordered by this Court.

6. The applicant is hereby directed to obey the order of the Court, whichever will be passed time to time.

7. In failure of this applicant is responsible for legal action.

Sd/-

(A. I. Shaikh)

Metropolitan Magistrate,
44th Court, Andheri, Mumbai

Date : 31.03.2022

spj