

ORDER BELOW EXH. 1 IN CRI. M.A.NO. 722/2022

This is an application under section 457 of the Code of Criminal Procedure by the informant in C. R. No. 525/2022 registered with Sangamner City station under sections 269, and 429 of the Indian Penal Code, 1860 and Section 5(A), 1, 9, (C) (A), 3, 11 of the Maharashtra Animal Prevention Act, 1976.

2] It is contended that the applicant/informant has lodged a report under sections 269, and 429 of the Indian Penal Code, 1860 and Section 5(A), 1, 9, (C) (A), 3, 11 of the Maharashtra Animal Prevention Act, 1976. A Swift car owned by the applicant has been seized during the investigation. The applicant is in need of a Swift car for his daily purpose. No purpose will be served by keeping Swift Car either in the custody of police or the Court. He is ready to abide by all conditions.

3] The learned APP for the state resisted the application. The I.O. has no objection to handing over custody to the applicant.

4] Having considered the issue, it is evident from the document produced on record that the applicant is the registered owner of a Swift Car. He is ready to abide by all conditions. This Swift Car is necessary for his daily use. No purpose will be served by keeping a Swift Car either in the custody of police or the Court. As a result, the application deserves to be allowed, subject to certain conditions. Hence, the order:-

ORDER

- 1) Application is allowed.
- 2) A Swift Car bearing registration No. MH-02-BG-6525 having Chasis No. MA3FKEB1S00361266 Engine No. D13A1131118 seized by Sangamner City police station in C.R. No. I-525/2022 is released and its interim custody is handed over to the applicant.
- 3) The applicant is to furnish a Supurtnama of Rs.07,00,000/- (Rupees Seven Lakh only).

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- 4) The applicant shall not transfer, sale, gift or in any manner create third party interest in the said Swift Car till the conclusion of trial.
- 5) The applicant shall not in any way make any material change in the said vehicle which would affect the identification of the same.
- 6) The applicant is to produce the above-said Swift Car as and when directed by the Court.
- 7) Investigation Officer to inform the said order to concern Regional Transport Officer.
- 8) Bond be executed before I.O. As the charge-sheet has yet not been filed.

Date :- 22/11/2022.

Prachi
22/11/2022
(Prachi R. Palwe)
Judicial Magistrate First Class,
(Court No. 4), Sangamner