

Order below Ex.1.

This is an application filed by the applicant Dhiraj Navjeevan Jadhav, the owner of the vehicle under Sec.457 of the Code of Criminal Procedure, for releasing the vehicle. It is contended that, said vehicle is attached by Chinchwad police station in connection with the crime No.265/2014 of the offences punishable under Sections 354(d) of Indian Penal Code and under Ss.5, 11 and 12 of the Protection of Children from Sexual Offences Act, 2012.

2 Applicant is the original owner of the vehicle Hero Honda Passion Pro bearing registration No. MH-14-DG-1497. He is the registered owner. Applicant is in need of the said vehicle for his day to day use. The vehicle is lying in the police station and if it is not given, it will be damaged. The investigation is practically complete. Hence, this is the application for releasing the vehicle.

3 The say is given by concerned police. It is submitted that the investigation, so far as this vehicle is concerned, is over and the police did not want said vehicle for the purpose of investigation. Applicant is the owner of the vehicle and therefore, on some terms and conditions the vehicle may be given to the applicant.

4 Heard the learned counsel for both the sides. Perused the documents viz. the Aadhar Card, registration certificate, insurance policy. On perusal of said documents it seems that, the applicant is the owner of said vehicle. Certainly

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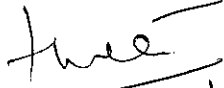
if the vehicle is not given, there is possibility of damaging the vehicle. Moreover, the vehicle is not required for the purpose of investigation. Hence, I am of the view that, there is no hurdle in releasing the vehicle to applicant on some conditions as under. With this, I proceed to pass the following order.

ORDER

- 1] Application is Allowed.
- 2] Police Inspector, Chinchwad Police Station is hereby directed to hand over Hero Honda Passion Pro motorcycle bearing registration No. MH-14-DG-1497, Chassis No. MBLHA10DEWBHM27218 Engine No. HA10EDBHM28449 of black coloured to the applicant viz: Dhiraj Navjeevan Jadhav on furnishing a Supurtnama bond of Rs.35,000/- (Rs. Thirty five thousand only) before the Court subject to condition that, he shall not change the nature of the vehicle and shall co-operate the police for the purpose of investigation until the trial is over.
- 3] The applicant shall produce the vehicle before the Court during the trial, as and when ordered by the Court and not to sell the aforesaid vehicle until trial is over.

Pune.

Date: 12.11.2014


(Mangala J. Dhore) 12-11-14.
Additional Sessions Judge, Pune.