

ORDER BELOW EXH.1 IN CRI.MA NO. 46/2015

1] This is an application filed by the applicant Madhukar Nivrutti Kute-the owner of the vehicle for releasing the vehicle Royal Enfield bearing No. MH 12-LC-5121 It is contended that, said vehicle is attached by Sinhagadh Road police station in connection with the crime no. 311/2015 of the offence punishable under sections 363,366 of I.P.Code and under Protection of Children From Sexual Offences Act, 2012.

2] Applicant is the original owner of the above said vehicle. The vehicle is transferred in his name. 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] No say is given by the concerned police. Investigating officer is absent.

4] Heard the Ld. counsel for the applicant. Perused the documents i.e registration certificate and insurance policy of the vehicle in the name of applicant. 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] Senior Police Inspector, Sinhagad Road police station is hereby directed to hand over the vehicle Royal Enfield bearing No. MH 12-LC-5121 to the applicant Madhukar Nivrutti Kute on his furnishing a Suprutnama bond of Rs. 1,00,000/- (One Lacs 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.

Date :28-10-2015

(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. :-

Court Name:- Smt.Mangala J Dhote, Additional Sessions Judge, Pune

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Judgment uploaded on :