

19.01.2026

Court is functioning with one Steno.

This court is also functioning as Evening Court no. 7 for January 2026.

Ld. Regular APP for the State is on leave today.

Ld. LADC of the court is on half day leave (F/N).

Present: Sh. Vikas Kharab, Ld. Substitute APP for the State.
None for the applicant/complainant.

The present application has been filed by the applicant for release of articles i.e. Delhi Police ID Card, Purse, Airtel Metro Card, Axis Bank Debit Card, Axis Bank Credit Card, cash of Rs. 220/- and Adhar Card of the complainant on superdari.

Reply filed by the Investigating Officer (I.O.) wherein it is stated that the investigation is complete qua the aforesaid articles. The IO submits that he has no objection if the articles are released to the rightful owner.

Heard. Record Perused.

Certain guidelines have been laid down in *Sundarbhai Ambalal vs. State of Gujarat (2002) 10 SCC 283* and *Manjit Singh vs. State (2014) 214 DLT 646* for dealing with applications of such nature. Considering the facts and circumstances, nature of offence and law laid down, the present application is allowed subject to the conditions mentioned below.

SUPERDARI REGARDING RELEASING OF ARTICLES:-

The articles, i.e. Delhi Police ID Card, Purse, Airtel Metro Card, Axis Bank Debit Card, Axis Bank Credit Card, and Adhar Card of the complainant be released to the applicant/ registered owner. However, the same will be released by the IO subject to the following conditions -:

- a. The applicant will furnish an indemnity bond equal to the market value of the articles, subject to the satisfaction of the IO.*
- b. The IO will prepare a detailed panchnama of each article.*

- c. *The IO will take photographs of every article. These photographs will be attested and countersigned by the IO and the applicant in presence of witnesses. The expenses of the same will be borne by the applicant.*
- d. *The photograph/photocopy of each article be kept on record.*
- e. *The owner / applicant will produce the other articles in court, as and when called upon to do so. He will neither dispose of the other articles, nor change the appearance of the articles till the conclusion of trial.*

SUPERDARI REGARDING RELEASING OF CASH:-

With respect to the cash of Rs. 220/-, the Hon'ble Apex Court in Sundarbhai Ambalal supra has directed that appropriate orders are to be passed in such cases and proper security is to be taken if the articles are released. Further, similar directions have been issued by the Hon'ble High Court of Delhi in Manjit Singh vs. State 2014 SCC OnLine Del 4652.

The cash amount of Rs. 220/- as recovered per the seizure memo be released to the applicant. The applicant will be at liberty to use this cash amount for his purposes. However, the amount will be released by the IO subject to the following conditions -:

- a. The applicant will furnish an indemnity bond equal to the amount of cash released to him, subject to the satisfaction of the IO.
- b. The IO will prepare a detailed *panchnama* of the currency notes with their numbers and denomination. The *panchnama* be transmitted to this court with the charge sheet.
- c. *The IO will take photographs of every currency note. These photographs will be attested and countersigned by the IO and the applicant in presence of witnesses.*

Application disposed off as allowed.

Copy of this order be given dasti.

Articles to be released to the rightful owner as per the reply of the IO.

(ANURADHA SONKER)
JMFC-12, SOUTH-WEST, DWK
19.01.2026