

ORDER BELOW EXH.01 IN NOTICE CASE No. 1041/N/2022

1. This is an application filed by applicant Suresh Sundar Shetty for getting the interim custody of seized Samsung mobile handset, which is seized in crime no. 274/2022 of police station Meghwadi for the offences punishable under Sections 4(a) and 5 of the Maharashtra Prohibition of Gambling Act.

2. The applicant submitted that he is the owner of seized mobile handset. He is ready to abide by all the conditions which may be imposed by this court. Hence, interim custody of seized mobile handset be given to him.

3. I.O. and learned A.P.P. filed their say and submitted no objection to the application. I have gone through the record. The applicant is ready to abide by all the conditions. The prosecution has no objection to allow the application. Hence, considering the nature of the offence, it would be proper to handover the interim custody of the seized mobile handset to the applicant by imposing necessary conditions. Hence, the order.

ORDER

1. The application is allowed.

2. Interim custody of seized Samsung mobile handset be handed-over to the applicant on execution of Supurtnama Bond of Rs.10,000/- (Rupees Ten Thousand only), subject to the condition that

the applicant shall produce the seized mobile handset as and when directed by the court, till disposal of the case.

3. I. O. is directed to prepare detail panchnama of seized mobile handset and obtain the photograph of the seized mobile handset before handing over the same to the applicant and filed it in the charge-sheet.

4. Inform to police station Meghwadi accordingly.

Date : 07/06/2022

(Nilesh V. Bansal)
Metropolitan Magistrate,
Railway Mobile Court,
Andheri, Mumbai