

ORDER BELOW EXH.01 IN NOTICE CASE No. 1043/N/2022

1. This is an application filed by applicant Ashok Raju Gowda for getting the interim custody of seized 1 Vivo mobile handset and 1 Redmi Note 8 Pro mobile handset, which are 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 handsets. He is ready to abide by all the conditions which may be imposed by this court. Hence, interim custody of seized mobile handsets 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 handsets to the applicant by imposing necessary conditions. Hence, the order.

ORDER

1. The application is allowed.

2. Interim custody of seized 1 Vivo mobile handset and 1 Redmi Note 8 Pro mobile handset be handed-over to the applicant on execution of Supurtnama Bond of Rs.20,000/- (Rupees Twenty Thousand only), subject to the condition that the applicant shall

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

3. I. O. is directed to prepare detail panchnama of seized mobile handsets and obtain the photograph of the seized mobile handsets 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