



IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS,
BHOR DIST. PUNE
(C.R.No.195/2022)

Ankush Laxman Shirawale Vs. State of Maharashtra
ORDER BELOW IN Cri.M.A.No.195/2022

1. Perused the application and Say filed by Ld.A.P.P. for State as well as Accused. The application is supported by affidavit of the applicant. Ld. A.P.P. for State and I.O. have not objected for return of muddemal. The applicant has filed copies of R.C. Book, Insurance policy and driving license on record.

2. On the basis of documents and affidavit of applicant prima facie, applicant appears to be the owner of the seized muddemal i.e. Hero Honda Passion Pro bearing registration no.MH.12.ME.6948. No purpose would be served in keeping the said muddemal in the police station. The possibility of damage to the said muddemal cannot be ruled out if kept lying in the police station. As no-one appeared before the court to claim the better title over seized muddemal, I am of the opinion that seized muddemal may be entrusted in the custody of applicant. Hence, the following order is passed.

ORDER

- 1] The Application is allowed.
- 2] The seized muddemal i.e. Hero Honda Passion Pro bearing registration no. MH.12.ME.6948 be

entrusted in the custody of the applicant till the conclusion of trial, on the applicant executing a bond of Rs 1,00,000/- (Rupees One lakhs only) on following conditions :-

- i] The applicant shall not alienate, change or transfer the entrusted property without prior permission of the court.
 - ii] The applicant shall maintain and preserve the entrusted property in all respects.
 - iii] The applicant shall produce the entrusted property in the court as and when directed.
- 3] I.O. is directed to hand over the custody of seized muddemal to Shri. Ankush Shirawale after :-
- a] Preparing detailed proper panchanama of said muddemal.
 - b] Taking photographs of said muddemal provided that such photographs shall be attested or countersigned by Shri. Ankush Shirawale.
- 4] The panchanama, photographs along with its negative be produced before the court along with charge-sheet.
- 5] Inform the concern police station accordingly.

Bhor.
Dt. 24.04.2023

(D.A.Sarnayak)
J.M.F.C., Court, Bhor.