

Criminal Misc. Application No. 102/2026.
Jaishri Gaikwad V/s. State of Maharashtra
CNR No : MHBI130004852026.

ORDER BELOW EXH - 01.

The present application has been filed for seeking the release of Mobile **VIVO company's Y-29** , IMEI No. **868684077421321** seized by the Police Station Parli Rural, in the **Crime No. 12/2026** for an offence punishable u/s **303(2), 317(2) r/w. 3(5) of Bharatiya Nyaya Sanhita, 2023.**

02. The Investigation officer has filed say at Exh. 5 and objected to release the said mobile on the ground that there is digital evidence and if it is released the possibility of its reuse in the similar kind of offence not ruled out. The Ld. A.P.P. filed his say to the overleaf of the application and submitted that the alleged mobile is seized in the theft of sandalwood therefore, say of forest officer is necessary. Therefore, necessary order may be passed.

03. Ld. Adv. for the applicant has submitted that, the applicant is the owner of the said mobile and he is ready to abide all the terms and conditions imposed by the Court. He has further prayed for the release of the said mobile.

04. I have perused the documents on record i.e. verified copy of bill no. 1856 of the Mobile, verified copy of Aadhar card, Certified copy of FIR. From the above documents prima-facie it is proved that the applicant is entitled for the seized mobile. I am of the view that there is no sufficient reason to detain the said mobile. Therefore, I pass the following order.

:: ORDER ::

01. The application is allowed.
02. The Investigation officer is directed to take the two colour photographs counter sign by the applicant of the said Mobile **VIVO company's Y-29** , IMEI No. **868684077421321** seized by the Police Station Parli Rural, in the Crime No. 12/2026 for an offence punishable u/s 303(2), 317(2) r/w. 3(5) of Bharatiya Nyaya Sanhita, 2023 at the cost of the applicant, and hand over the said mobile to the applicant and attach with the charge-sheet.
03. The Investigation officer is further directed to prepare a Panchanama of said mobile and submit to this Court along with the charge-sheet.
04. The applicant is also directed to execute an indemnity bond of ₹ 16,000/- (₹ Sixteen Thousand Only) with a solvent surety in the sum of ₹16,000/- (Rupees Sixteen Thousand Only) on the following conditions :-
 - a) That the above mobile should not be sold or disposed of in any way and shall be produced as and when the Court directs till the decision of the Crime No. 12/2026.

Date : 16/03/2026.
Place : Parli Vaijnath.

(**Dipak R. Borde**)
Judicial Magistrate F.C. (Court NO. 01)
Parli Vaijnath.

:: **Certificate of Stenographer** ::

“I affirm that the contents of this PDF file are word to word as per original Order”

Dictated On : 16/03/2026.

Transcribed On : 16/03/2026.

Checked & Signed On : 16/03/2026.

Date : 16/03/2026.

Place : Parli Vajjnath.

(Sachin S. Gupta)

Stenographer (Grade – 3)
Civil Court (Junior Division) & J.M.F.C.
Parli Vajjnath (MHBI-13)