

MHBU150007272025



**R.C.C. No.163/2025**  
**ORDER BELOW EXH.3.**

State of Maharashtra [Police Station Deulgaonraja]

V/s.

**Chhaya Ramdas Mante**

1. Applicant/Accused **Rahul Sarjerao Gadekar** has filed this application for regaining custody of the **VIVO Y 200 PRO 5G 8PLUS 128 GB** so seized by **Police Station Deulgaonraja** in **Crime No.74/2023**. The application is filed taking recourse to Section 497 of Bharatiya Nagarik Surakshya Sanhita.
2. It is contended by applicant that applicant is owner of **VIVO Y 200 PRO 5G 8PLUS 128 GB** bearing IMEI number with **863580074899698**. He is the legal possessor. Applicant has shown his immense need of seized said mobile. Applicant has shown readiness to abide conditions of Court while releasing such vehicle.
3. Learned A.P.P. raised general objections and submitted for rejection of application. I.O. has also raised general objection and submitted for rejection of application.
4. To support of ownership over seized said mobile applicant had filed his affidavit stating that, as he is real owner and legal possessor of seized said mobile and also filed copy of purchasing receipt of mobiles and Aadhar Card and Power of Attorney of Ravindra Parasram Pawar alongwith list at **Exh.05**. Moreover, if the mobile remains in custody of police, then there are high chances that it will deteriorate its value due to non-use. Therefore, in my view, expressed need by applicant is justifiable.
5. Filed copies and tendered documents also show that the above mentioned seized said mobile is owned by applicant. From that it is clear that applicant is owner and legal possessor of claimed seized said mobile. No other person can claim above said mobile till today. Therefore, interim possession of seized said mobile can be handed over to the applicant, during

the trial. Needless to say that such possession will be conditional and applicant will have to abide those conditions.

6. Therefore, the upcoming order.

**ORDER**

- [1] Application is hereby allowed.
- [2] Mobile i.e **VIVO Y 200 PRO 5G 8PLUS 128 GB IMEI number with 863580074899698** be handed over to the applicant **Rahul Sarjerao Gadekar** on execution of indemnity bond (Supurdnama) of **Rs.17,000/- (In words Seventeen Thousand Only)**, on following conditions.-
- [a] Applicant shall not sale, mortgage, alienate, or disposed off aforesaid mobile, without order of this Court, till disposal of the case arising from aforesaid Crime.
- [b] Applicant shall also not change the color of body, panel of body or appearance of the aforesaid mobile without permission of this Court, till disposal of the case arising from Crime. For that, four photographs showing the mobile from each side shall be taken and handed over to police for due panchanama prior to release.
- [c] Applicant shall produce this aforesaid mobile before Court as or when ordered, till disposal of the case arising from aforesaid crime.
- [3] Inform to P.S.O. of **Police Station Deulgaonraja** accordingly, only after full compliance of aforesaid order.
- [4] Indemnity Bond (Supurdnama) so executed be kept in papers of the case arising from aforesaid crime.

Date : 12/05/2026.

**(Shri. M. S. Bharad)**  
Judicial Magistrate First Class,  
Court No.1, Deulgaonraja

**Certificate**

“ I affirm that, the contents of this PDF file evidence are same word for word as per original order/judgment.”

Name of Stenographer :- Shri. Rupesh Shobha Ashok Dandge.

Name of Court :- Judicial Magistrate First Class, Court No.1, Deulgaonraja.

Date of order/judgment :- 12/05/2026.

Date of dictation :- 12/05/2026.

Checked and signed on :- 12/05/2026.

Uploaded on :- 12/05/2026.

Sd/-

**(Shri. Rupesh Shobha Ashok Dandge)**

Stenographer.

