

R.C.C.No.27/2016
State-Vs-Ashok & Ors

ORDER BELOW EXH.NO.41

. Perused the application and say filed. Heard both sides.

02 By way of present application, applicant/informant prayed for return of 07 items described in present application. Later on, applicant/informant filed pursis and prayed that, only item no.7 described in the present application be returned to him.

03 The learned APP objected present application on the ground that, applicant/informant will not produced said muddemal property at the time of trial. However, say of I.O. and accused were called on present application. Accused counsel given their say that, they have no nexus with said muddemal property and contended that, suitable order may be passed. The investigation officer has given no objection for returning of muddemal property to applicant/informant.

04 In view of no objection of investigation officer and by imposing appropriate condition on applicant/informant, I am of the view, the present application deserves to be allowed and as such, I proceed to pass the following order;

ORDER

01 The application filed by applicant/informant is partly allowed.

- 02 The Investigating Officer in CR No.139/2015 of Sadar Bazar, Police Station is directed to hand over temporary custody of item no.7 in the present application i.e.Three wooden Counter to the applicant/informant on proper verification and identification.
- 03 Applicant/informant shall execute supratnama bond of Rs.10,000/-(Rs.Ten Thousand only).
- 04 The Investigating Officer is directed to prepare detail panchanama and note other relevant details while handing over the muddemal property i.e. item no.7 described in present application to the applicant/informant.
- 05 The applicant/informant not to sale, change or alter the nature of property or create any encumbrance on the property.
- 06 The applicant/informant is further directed to produce the muddemal property i.e. item no.7 described in present application as and when directed by the Court.

Place:-Jalna
Date:-22.07.2019.

Sd/-
(S.S.Palod)
Chief Judicial Magistrate
Jalna

CERTIFICATE

I affirm that the contents of this PDF file are word to word as per original Judgment/Order.

Name of Steno : S.D.Deshmukh
Name of the Court : Chief Judicial Magistrate Court, Jalna
Date of PDF : 22.07.2019

Sd/-
Steno(M)