


MHJN040024292025 	RCC No.438/2025 State -V/s- Keshav
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**ORDER BELOW EXH.8**

(Passed on 15<sup>th</sup> December 2025)

The application is moved Under Section 497 of Bhartiya Nagarik Suraksha Sanhita, for interim custody of seized **Mobile of VIVO V29 PRO**, IMEI No.861433068990333, IMEI No.861433068990325. The applicant- **Keshav Bhaurao Murkute** claims to be the owner of seized mobile. It was seized in **Crime No.337/2025** registered with P. S. Ambad, for the offence punishable U/s. 132, 74, 352 of Bharatiya Nyaya Sanhita. The applicant prayed to release seized mobile and to hand over interim custody of the same.

2] Learned APP filed say and strongly objected to release seized mobile on the ground that seized mobile used in serious offence. If seized mobile released, he will destroy the data of mobile and it is important piece of evidence for trial. Moreover, he will sale or change the nature of seized mobile. Hence, they prayed to reject the application.

3] Heard both sides. Investigation is completed and chargesheet is filed. The applicant filed on record photo copy of mobile bill. From said documents, applicant appears to be the owner of seized mobile.

4] Since investigation is completed, investigation officer may not require the mobile phone for any other purpose. No purpose will be served by keeping the mobile in the police station.

5] As the Applicant **Keshav Bhaurao Murkute** prima facie made out the ownership over the seized mobile. The possibility of damage to

seized mobile cannot be ruled out. It is just to allow the application with conditions. Hence, the following order:-

**ORDER**

1. The application is allowed.
2. The PSO. P.S. Ambad, is directed to hand over the custody of seized **Mobile of VIVO V29 PRO, IMEI No.861433068990333, IMEI No.861433068990325** to the applicant **Keshav Bhaurao Murkute**, on his executing supratnama bond of Rs.50,000/- (Rs. Fifty Thousand only), on the following conditions -
  - a) The applicant shall produce seized Mobile (as mentioned above) as and when directed by the Court.
  - b) The applicant to undertake that he will not sale, transfer or change the nature of seized mobile during the custody. He is further directed to maintain and preserve seized mobile in all respect.
  - c) The applicant shall not use seized Mobile for any illegal purpose.
  - d) The concerned officer is directed to take photographs of seized Mobile and to prepare detailed panchnama while handing over the seized mobile to the applicant and obtain his signature on the panchnama as well as on photographs.
3. Inform the Concerned Police Station accordingly.

Date : 15.12.2025

J.M.F.C. Court No.1, Ambad

**CERTIFICATE**

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

Name of Steno : S.M. Sapkal

Name of the Court : Judicial Magistrate,F.C., Ambad

Date : 15.12.2025

Sd/-

Signature of Stenographer