

MHKO010054692018



Order below Ex. 73 in POCSO Special Case No. 108/2018

1. Chandrakant Patil admittedly the father of the accused has preferred this application U/s. 451/457 of Cr.P.C. for getting back his vehicle i.e. motorcycle, more particularly described in para No. 2 of page 2 of the application.

2. The applicant submits that, the vehicle if allowed to be kept in the premises of the police station, then definitely it will be damaged. The motorcycle is personal property of the applicant. He is ready to execute bond as a condition for return of the vehicle.

3. Say of the prosecution is called, Deputy S.D.P.O. of Shahuwadi division, Kolhapur filed say to the application. It appears that the prosecution and the police machinery has no objection to return this motorcycle on certain conditions. Learned S.P.P. supported this say.

4. Along with the applicant, the applicant filed verified copies of certificate of Registration and Aadhar card of the applicant. The copy of insurance policy of the vehicle is also produced on record. From all these documents, it clearly appears that the applicant is the owner and, therefore, legally entitled to have custody of the vehicle. Admittedly, the charge-sheet is filed and the matter is fixed for hearing. It means, now there is no need to detain the vehicle for any investigation. I,

therefore, feel it proper to return the vehicle in question to the applicant on his executing bond of Rs. 20,000/- and other conditions.

-Order-

1. The vehicle Motorcycle Splendor Plus bearing Registration No.MH-02-BN-4513 involved in Special case No. 108/2018 be returned to the applicant Chandrakant Shripati Patil on his executing bond of Rs. 20,000/-. The applicant shall undertake that he shall not dispose off the vehicle in any way till decision of this case.

2. He shall not use the vehicle for any criminal purpose.

Sd/-

(M.B. Tidke)

Addl. Sessions Judge

Special Court (POCSO) Kolhapur.

Date: 18-03-2023