

ORDER BELOW EXH.1 IN C.C. NO. 324/N/2026 IN CR NO. 198 OF 2026,
TILAK NAGAR POLICE STATION.

1. This application is filed by the applicant for return of property i.e. 12.66 grams Gold Mangalsutra.
2. Perused the application and documents filed along with it. The application is supported by the affidavit of the applicant.
3. I.O. filed say, he has given no objection to handover the seized muddemal gold ornament i.e. 12.66 grams Gold Mangalsutra.
4. Ld A.P.P submitted that if property is released to the applicant, it may be chances to change the property.
5. Heard the Ld. Advocate for the applicant and Ld. APP.
6. The Ld. Advocate for the applicant submitted that the 12.66 grams gold mangalsutra as shown in the say of the I.O. were seized in Cri. No. 198/2026. He has further submitted that if the said seized muddemal article is kept idle in the custody of the Tilak Nagar Police Station, there is possibility of mismanagement to the same and the applicant will suffer loss. The applicant is ready and willing to abide the conditions imposed by the Court. The applicant prayed that seized the said 12.66 grams gold mangalsutra as shown in the say of the I.O. be handed over to applicant.
7. He filed affidavit and submit that the said 12.66 grams gold mangalsutra belongs to the applicant. The applicant filed bill.
8. Hence, considering contentions in the application, I am of view that no purpose will be served in keeping seized said gold 12.66 grams gold mangalsutra in the custody of the Tilak Nagar police station. The possibility of mismanagement of seized said muddemal cannot be ruled out, if kept in the custody of the Tilak Nagar police station. On contrary, if the interim custody of the said seized the said muddemal properties if handed over to the applicant on certain conditions, no injustice will be caused to the investigation and trial of alleged offence would not be concluded in near future.
9. The applicant has shown his entitlement to claim interim custody of

seized 12.66 grams gold mangalsutra as stated by the IO. Therefore, this application deserves to be allowed. Accordingly, following order is passed.

:- ORDER :-

- 1) Application is allowed.
- 2) The interim custody of Muddemal Property namely 12.66 grams gold mangalsutra be handed over to the applicant till the conclusion of trial subject to following conditions.
 - a) Applicant shall execute indemnity bond of Rs. 2 Lacs on bond paper of requisite value.
 - b) Applicant to undertake that he shall not dispose off, alienate, encumbrance, create third party rights or part with possession of the said muddemal property without prior permission of the Court.
 - c) Applicant shall produce the said muddemal property before the Court, as and when required.
- 3) The I.O. of the present crime is hereby directed to draw detailed Panchanama of the said muddemal property and capture photograph of the said 12.66 grams gold mangalsutra before handing it to Applicant.
- 4) The I.O of the present crime is also hereby directed to measure muddemal property i.e. 12.66 grams gold mangalsutra as shown and detailed out in say of IO from jeweler, in presence of two independent witnesses, before handing it to Applicant and note down its weight in panchanama. He should also obtained certificate of weight of said ornaments from the concerned jeweler.
- 5) Applicant to furnish indemnity bond before the I.O.

Sd/-

(R. H. Jha)

Judicial Magistrate (First Class),
34th Court, Vikhroli, Mumbai

Date :- 09/07/2026.

Place:-Vikhroli

ORDER BELOW EXH. 1

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C.C.NO. 424/N/2025