

IN THE COURT OF JUDICIAL MAGISTRATE, FIRST CLASS,
67th COURT, BORIVALI, MUMBAI

C.C. NO.888/N/2026
Dindoshi Police Station

ORDER BELOW EXH.1

Perused application filed by the applicant Mrs. Shrinkhla Harshvardhan Jain, say of I.O.. In response, IO has filed his say and given no objection to return the property mentioned in the application of **one silver train of 2375 grams worth Rs. 3,20,000/-, one silver wall clock of 1400 grams worth of Rs. 64,000/-, silver dinner set of 7338 gram of worth of Rs. 9,00,000/-, one silver aarti thali of 960 grams worth Rs. 80,000/- and 1 silver Radha Krishna idol of 1300 grams worth of Rs. 2,00,000/-, total worth Rs. 15,64,000/-**. The applicant namely Mrs. Shrinkhla Harshvardhan Jain is seeking custody of abovesaid property of total worth **Rs. 15,64,000/- (Rs. 31,85,260/- as per valuation price)** seized in CR. No. 395/2025 under sections 85, 316(2), 115(2), 351(2) r/w. 3(5) of BNS, 2023 r/w. 4 of Dowry Prohibition Act, 1961 by Dindoshi Police Station is claimed by applicant. Application is supported by affidavit of applicant as well as copy of FIR and Aadhar card. She has filed undertake to produce the same as and when required by this Court. Applicant has stated that all the abovesaid articles were given to her in her marriage as a stridhan.

2. According to the prosecution, during investigation above said article property is recovered. Except applicant no one claimed interim custody of seized property. On perusal of document, it appears that applicant is entitled for the possession of the same. If articles are lying in police station, it would be damage or lost. Hence,

as per ratio laid down in the case of **Sunderbhai V/s. State of Gujarat** application deserves to be allowed. Therefore, I allow the said application. Hence, I pass following order :-

ORDER

Interim custody of **abovesaid property** be handed over to the applicant namely Mrs. Shrinkhla Harshvardhan Jain which is seized in CR. No. 395/2025 under sections 85, 316(2), 115(2), 351(2) r/w. 3(5) of BNS, 2023 r/w. 4 of Dowry Prohibition Act, 1961 by Dindoshi Police Station be returned to the applicant viz. Mrs. Shrinkhla Harshvardhan Jain on execution of Supurtnama of Rs. **Rs. 15,64,000/- (Rs. Fifteen Lakh Sixty Four Thousand Only) (Rs. 31,85,260/- as per valuation price)** with condition that applicant shall produce the same as and when required by the court during the trial and shall not change, sell, transfer etc; till disposal of the case.

2. I.O. shall obtain certificate of valuer before handing over the property to the applicant and prepare detail panchanama.

3. Inform Police Station Officer accordingly.

- sd/-

(Abhay D. Ghuge)
Judicial Magistrate (First Class),
67th Court, Borivali, Mumbai.

Date : 12.06.2026

ppk