

MHND010023752020



Order below Exh.05

State Vs. Sushil & Others.

1- Perused the application and say of learned APP below it. Heard both the sides. I have also gone through the documents filed with the application.

2- It is the contention of the applicant that vehicle Bajaj Pulsar 220 DTS-I F bearing registration No. MH-26-BN-9815 was seized by police station, Vimantal in Crime No. 252/2020 is owned by him. The applicant is having no concerned with the offence. The applicant is in need of said vehicle. Hence, it may be released on supratnama in his favour. However, the learned A.P.P. submits that said vehicle is used for committing offence seized from the spot of incident. He contended that vehicle may be required at the stage of evidence for the purpose of identification. Hence, the application may be rejected.

3- After verifying the documents filed on record by the applicant particularly the document of vehicle's particular and insurance papers it is apparent that, the applicant is the registered owner of the Bajaj Pulsar 220 DTS-I F bearing registration No. MH-26-BN-9815, Engine No. DKYCJG50532 and Chesis No. MD2A13EY0JCG79170. Apart from him no one claim the custody of said vehicle. No purpose would be served by keeping the said vehicle in the police station, as it become junk by passage of time due to lack

of maintenance. Hence, I pass the following order.

ORDER

1. The application is hereby allowed.

2. The vehicle Bajaj Pulsar 220 DTS-I F bearing registration No. MH-26-BN-9815, Engine No. DKYCJG50532 and Chesis No. MD2A13EY0JCG79170 is hereby released on supratnama in favour of Shyam s/o Murlidhar Jagtap on executing indemnity bond of Rs.1,50,000/- subject to conditions that

- i] He shall produced the Bajaj Pulsar 220 DTS-I F bearing registration No. MH-26-BN-9815, Engine No. DKYCJG50532 and Chesis No. MD2A13EY0JCG79170 in the court as and when required.
- ii] He shall maintain the said vehicle in same condition, as it stand today.
- iii] He shall not transfer or dispose of the said vehicle in any manner till the decision of the criminal case.
- iv] He shall submit the documents of the said vehicle including particular of registration and insurance with police station, Vimantal.

The concerned investigation officer of police station, Vimantal is directed to take photographs of the said vehicle and submit the same with detailed panchnama about it in court before releasing the said vehicle on supratnama.

Date: 10-12-2020

(K.N.Gautam)
Additional Sessions Judge-2,
Nanded.

CERTIFICATE

I affirm that the contents of this P.D.F. file order are same word to word, as per the original order.

Name of the Stenographer : D.G. Pathak, Stenographer
(Grade-I.)

Court Name : Court of Addl. Sessions Judge-2,
Nanded.

Date of order : 10-12-2020

Order signed by
the Presiding Officer on : 10-12-2020

Order uploaded on : 10-12-2020