

MHNS050037402025



**PWDVA No.85/2025
Kirti Ritesh Sapkale Alias
Kirti Shamrao Hire Vs
Ritesh Sahebrao Sapkale**

ORDER BELOW EXH.39

Perused the application filed by the applicant and the say filed by the non-applicant.

02. The applicant has contended that certain office articles belonging to her, including a laptop and case files required for her professional work as an advocate, are lying in the house presently in possession of the non-applicant. It is submitted that the said articles are necessary for her day-to-day professional activities.

03. The non-applicant, while opposing the application, submitted that only a laptop and a coat-blazer belonging to the applicant are in his possession and that he has already brought the said articles before this Court today. However, the applicant has further submitted that apart from the said articles, some additional case files and other office articles belonging to her are still lying in the house of the non-applicant.

..2..

04. Considering the rival submissions and the material placed on record, it appears that the dispute relates to the retrieval of the professional belongings of the applicant from the shared household. Under the provisions of the Protection of Women from Domestic Violence Act, 2005, the Magistrate is empowered to pass appropriate directions to secure the property and belongings of the aggrieved person and to ensure that she is able to retrieve the same without obstruction.

05. In the present matter, the applicant being an advocate by profession requires access to her professional materials including case files and other articles. In order to avoid any further dispute between the parties and to ensure peaceful retrieval of the belongings of the applicant, it would be appropriate to permit the applicant to enter the house of the non-applicant in the presence of responsible officers. Hence, the following order is passed.

ORDER

1. The applicant is permitted to visit the house of the non-applicant on 17/03/2026 for the limited purpose of retrieving her professional belongings, if any, lying therein.

2. The applicant shall visit the said premises in the presence of the Protection Officer appointed under the Protection

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of Women from Domestic Violence Act, 2005 and one police constable from the concerned police station.

3. If any articles belonging to the applicant, including professional case files, household articles or other belongings, are found in the house of the non-applicant, the same shall be handed over to the applicant in the presence of the Protection Officer and the police constable.

4. The Protection Officer shall prepare a detailed Panchanama of the articles, if any, found in possession of the non-applicant and handed over to the applicant.

5. The Protection Officer shall also ensure video-recording of the entire process when the applicant enters the house and retrieves her belongings.

6. Both the applicant and the non-applicant are directed to maintain peace and decorum and shall not create any dispute or obstruction during the execution of this order.

7. The Protection Officer shall submit a compliance report before this Court after completion of the above process.

The application stands disposed of accordingly.

(N.K.Meshram)

Date: 10.03.2026

Judicial Magistrate First Class,
(Court no.2) Nashik-Road