

MHRG140002502026



Order below Exhibit 1 In O.M.A. No.15/2026

Harshali Ratnakar Parve -- Applicant

V/s.

State through Nhavasheva
Police Station -- Opponent

1. This is an application filed by the applicant under section 503 of Bhartiya Nagarik Suraksha Sanhita, 2023, for release of muddemal i.e. gold ingot weighing 120.03 grams, gold chain weighing 10 grams 600 mg., gold Mangalsuthra(Mani) weighing 11.20 grams, gold ring weighing 1 grams 600 mg., gold ingot weighing 30 grams 200 mg.
2. It was seized by Nhavasheva Police Station in C.R. No. 96/2025.
3. Learned APP for the State has filed their say and submitted that the muddemal would be required for the trial. The applicant will not present the said muddemal in the Court. The investigating officer has given no objection to return the muddemal on certain terms and condition.
4. Heard Ld. Advocate for applicant and Ld. APP for the State.
5. Perused the list of documents filed by the advocate for the applicant which includes 1) copy of FIR, 2) copy of Remand Report 3) copy of Receipt , 4)

copy of Receipt, 5) copy of Photo, 6) copy of Adhar card of the applicant and affidavit that the seized muddemal belongs to her. The affidavit of the other owners that the muddemal be given to the applicant.

6. The applicant stated that muddemal is lying unattended at police station. She further stated that it is kept in an open space. Therefore, applicant is suffering huge losses due to this.
7. No purpose would be served in keeping the muddemal seized property lying in the police station. The possibility of the damage to the muddemal cannot be ruled out if kept lying in the police station.
8. Considering the nature of the seized property and the guidelines issued by the Hon'ble Supreme Court in the case of *Sundarlal Ambalal Desai V/S State of Gujrat AIR 2003 SC 638*, the custody of the said muddemal can be granted to the applicant on the certain terms and conditions. Hence, I proceed to pass the following Order :

ORDER

1. The application is allowed.
2. Muddemal i.e. gold ingot weighing 120.03 grams, gold chain weighing 10 grams 600 mg., gold Mangalsuthra(Mani) weighing 11.20 grams, gold ring weighing 1 grams 600 mg., gold ingot weighing 30 grams 200 mg. be handed over in the custody of applicant-Harshali Ratnakar Parve, r/o: House no. 648, Jaskhar Village, Tal. Uran, Dist. Raigad till conclusion of trial on her executing indemnity bond of Rs. 5,00,000 /-(Rupees Five lakh

only).

3. The applicant is directed to undertake that, she shall not sell, transfer or create third party interest in the said muddemal till conclusion of the trial. The applicant to maintain and preserve the muddemal in all respects.
4. The applicant shall produce the said muddemal in this Court as and when directed and whenever required by the police during investigation.
5. I.O. is directed to prepare detail panchanama of the said muddemal and they must also take photographs of the muddemal. I.O. shall annex bond and panchanama along with charge sheet.
6. If the applicant will commit breach of any of the conditions, the indemnity bond shall be forfeited and amount will be credited to Government.
7. The custody of the muddemal is interim, pendete-lite and subject to the final order of the case.
8. The copy of this order be kept with original case file.

Place : Uran
Date : 06.04.2026

Sd/-
(Ms. G.K.R. Tandon)
Jt. Judicial Magistrate F.C. Uran