

MHRG170015062022



**IN THE COURT OF DISTRICT JUDGE AND ADDITIONAL
SESSIONS JUDGE-1, PANVEL-RAIGAD, AT : PANVEL
ORDER BELOW EXHIBIT 3 SESSIONS CASE NO.107/2022
(DATED 16/08/2022)**

- 1] Applicant **Vanita Dhansingh Rajput** has filed instant application u/sec.457 of Cr.P.C. for getting custody of the seized muddemal property i.e. Hero company DIO DLX motorcycle which is seized by Nhava Sheva police station in C.R.No.38/2022.
- 2] Applicant has filed his ownership documents of the seized vehicle i.e. R.C.Book, insurance policy, verified copy of chalan. Prosecution has given no objection and submits that, on terms and conditions vehicle should be return.
- 3] Heard Ld.Adv.for the applicant and Ld.APP
- 4] Prima facie the investigation officer had seized black colour Hero DIO motorcycle bearing No.MH-03/DT-5469. From the vehicle particulars applicant Smt. Vanita Dhansingh Rajput is the registered owner of the said vehicle. If the vehicle is kept idle at police station, it will get damage. Hence, by imposing certain conditions, the vehicle can be returned to the registered owner. Hence, I pass following order.

ORDER

1. Application Exh.3 is allowed.

2. Seized Hero DIO DLX gray colour motorcycle bearing No.MH-03/DT-5469 be returned to the applicant/owner **Vanita Dhansingh Rajput** on following conditions :-

i) The applicant/owner shall execute a suprutnama of Rs.25,000/-.

ii) Applicant/owner shall file an undertaking that, she will not change nature, design, make of the said vehicle till further orders.

3. Applicant/owner shall file an undertaking that, she shall preserve said vehicle as it is and will produce the same before the Court, as and when called during trial.

4. Applicant/owner shall file and undertaking that, she will not sale, mortgage or part with possession of the vehicle till further orders.

5. The investigation officer is hereby directed to prepare a detailed panchanama of seized vehicle, take photographs of said vehicle and file the panchanama and photographs in the charge-sheet as additional documents.

6. Compliance before this court.

7. Application is accordingly disposed off.

(Directly dictated in open court on the office computer)

Panvel

Date :-16th August, 2022

(Jairaj D.Wadne)

Additional Sessions Judge,
Panvel-Raigad

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 : S.J.Sheth
Name of the Court : Additional Sessions Judge,
Panvel Raigad
Date of dictation : 16/08/2022
Order signed by the P.O.on : 16/08//2022
Order uploaded on : 17/08/2022