

CRM/3685/2026
Mandeep Dhanda Vs. State (State Vs. Mandeep & Ors.)
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HRRH010059552026



Presented on : 03-06-2026
Registered on : 03-06-2026
Decided on : 28-07-2026

IN THE COURT OF
Additional Sessions Judge
AT ,Rohtak
(Presided Over by Kapil Rathi)

Mandeep Dhanda, age 20 years, son of Sh. Vijaypal, resident of VPO Jai Jai Wanti District Jind.

..... Applicant-Accused.

Versus

State of Haryana

..... Respondent.

FIR No. 430 Dated 16.10.2024.

under Sections : 109(1), 115 (2), 351 (3), 3(5), 332 (b) of
B.N.S. 2023 and Section 25(1-B)(a) and
27(1) of Arms Act, 1959.

Police Station : Old Sabzi Mandi, Rohtak.

Application for superdari of articles i.e. one Activa white color bearing No HR-42-G-5161, Two mobile phone (REDMI) and (REALME), Two SIM Cards JIO and One Credit Card of ICICI Bank of Mandeep Dhanda

Present: Shri Jitender Kumar Hooda, Advocate for the applicant.
Shri Lalita Sehrawat, Public Prosecutor for the State.

ORDER:

The order of this court shall dispose of an application for releasing of articles i.e. One Activa white color bearing No HR-42-G-5161, Two mobile phone (REDMI) and (REALME), Two SIM Card JIO and One Credit Card of

(Kapil Rathi)
Addl. Sessions Judge,
Rohtak. (UID No. HR0286)
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ICICI Bank of Mandeep Dhanda on superdari filed by the applicant through his counsel.

2. It is mentioned in the application and argued by learned counsel for the applicant that during investigation in the present case, the above said articles i.e. One Activa white color bearing No HR-42-G-5161, Two mobile phone (REDMI) and (REALME), Two SIM Card JIO and One Credit Card of ICICI Bank were taken into police possession as case property in this case. The applicant is the registered owner of the above said articles and is in need of his vehicle and other articles, so he wants to take the same on superdari on the terms and conditions imposed by the court; no useful purpose would be served to keep such a valuable articles in the custody of the police; the original documents of the vehicle are in possession of the police; the applicant undertakes that he will abide by all the terms and conditions of superdari till disposal of the case , if imposed by the court and to produce the said vehicle and articles before this court as and when required by the court. With these submission, it is prayed that the above said articles may kindly be released in favour of the applicant on superdari in the interest of justice.

3. On notice, reply to the application on behalf of prosecution filed mentioning therein that during investigation, accused Mandeep got recovered one Activa white color bearing registration No HR-42-G-5161, there was two mobile phone (REDMI) and (REALME), Two SIM Card JIO and One Credit Card of ICICI Bank in the box of the Activa and all the above said articles were taken into police possession vide recovery memo; during the investigation, accused did not produce original RC and original bills of the activa and

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mobile phones to the police and it is prayed that the above mentioned recovered items may not be given on superdari in this case. If the above mentioned recovered items are given to him on superdari then he can destroy the evidence of the above mentioned items and can use them in some other crime and during the testimony of the witnesses, he will not produce the same so the above said articles not released to the applicant-accused on superdari.

4. Heard. Main case file called and perused. Application is duly supported by duly sworn affidavit of applicant as well as copy of registration certificate. From the perusal of the same, it reveals that the name of owner of the vehicle in question is mentioned as Mandeep Dhanda (the applicant). During arguments, the applicant-accused has given his duly sworn affidavit mentioning therein that in fact he is owner of both the mobile phones but original bills of the mobile phones have been misplaced. He will bound by all the terms and conditions, if imposed by the court regarding releasing of articles.

5. The reliance can be placed on the case law titled as “ **Hon’ble Supreme Court of India in Sunder Bhai Ambalal Desai Versus State of Gujarat 2003 (1) RCR (Criminal) 380.**

6. Keeping in view of the contents mentioned in the application as well as copy of RC placed on the record as well as his duly sworn affidavit placed on record by the applicant-accused as well as law laid down by the **Hon’ble Supreme Court of Indian in Sunder Bhai’s case (supra), the above said articles are ordered to be released in favour of registered owner i.e. Mandeep Dhanda son of Sh. Vijaypal, resident of VPO Jai Jai Wanti**

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District Jind only after furnishing of the superdari-cum-indemnity bond in the sum of Rs.60,000/- (Rupees sixty thousand only) with one surety in the like amount to the satisfaction of the SHO concerned subject to following conditions as per rules:-

- 1) Coloured photographs of the vehicle and mobile phones in question will be taken from each angle by the Investigating Officer before releasing the same and same be submitted in Court;
 - 2) Panchnama/Memo be prepared depicting Chasis number, registration number and other particulars of the vehicle and mobile phones regarding its identity;
 - 3) That the applicant shall not sell or alienate the articles during the pendency of the trial;
 - 4) That the applicant shall not change the identity of the aforesaid articles during the pendency of the trial; and
 - 5) That the applicant shall produce the above said articles as and when required by the Court during the trial of the case.
 - 6) That the applicant shall placed on record copy of the insurance policy pertaining to Aactiva within two days of its release.
7. A copy of this order be sent to the SHO concerned for compliance directing him to submit the superdari/indemnity bonds alongwith photographs with the final police report. The present application is hereby disposed of accordingly. Papers be tagged with the main case file.

Announced in open court

Dated: 28.07.2026.

(Kapil Rathi)
Additional Sessions Judge,
Rohtak, UID No. HR0286

Note:- All the pages have been checked and signed by me.

(Kapil Rathi)
Additional Sessions Judge,
Rohtak, UID No. HR0286

Lalita,SG-1.

(Kapil Rathi)
Addl. Sessions Judge,
Rohtak. (UID No. HR0286)
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Present: Shri Jitender Kumar Hooda, Advocate for the applicant.
Shri Lalita Sehrawat, Public Prosecutor for the State.

During the course of arguments, the applicant has placed on record copy of RC of the vehicle and also placed on record his duly sworn affidavit.

Arguments heard on the application for releasing the articles on superdari moved by applicant. Now to come upon after some time for orders.

Dated: 28.07.2026.

(Kapil Rathi)
Additional Sessions Judge,
Rohtak, UID No. HR0286

Present: Shri Jitender Kumar Hooda, Advocate for the applicant.
Shri Lalita Sehrawat, Public Prosecutor for the State.

Order announced. Vide my separate order of even date, present application for releasing the articles on superdari of the applicant stands allowed and is disposed of. Papers be tagged with the main case file.

Announced in open court

Dated: 28.07.2026

(Kapil Rathi)
Additional Sessions Judge
Rohtak, UID No. HR0286

Lalita, SG-1

(Kapil Rathi)
Addl. Sessions Judge,
Rohtak. (UID No. HR0286)
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