

S.C.C.No.2274/2024
State Vs. Sharif Khan +4
CNR No.MHWR030032752024

ORDER BELOW EXH.4

This is an application to release of Suzuki Company Matt black vehicle bearing registration No.MH-32-AM-6952 seized by Police of Wardha City, Police Station in crime No.352/2024. Therefore, the applicant has claimed the interim custody of said vehicle. A.P.P. has filed his say at Exh.1 and I.O. filed say on Exh.5. APP and I.O. has strongly objected to release said vehicle in favour of applicant.

2] Heard. Learned Advocate for applicant and A.P.P. for the state. I also gone through documents produced by applicant. The applicant produced verified copy of registration certificate, verified copy of aadhar card and . The registration certificate of vehicle shows that applicant is registered owner of said seized vehicle. Therefore, record shows that applicant is registered owner of said vehicle and he is entitled to obtain interim custody of said vehicle.

3] Therefore, applicant is entitled to interim custody of said vehicle. If said vehicle remains in the custody of police, there is possibility of degradation, loss or damages to vehicle. Considering the certificate of registration, I found no hurdle to give interim custody of said seized vehicle on supurtanama to applicant with certain conditions. Hence the following order.

ORDER

- 1) Application is allowed.

- 2) I.O (Crime No.352/2024) of Police Station Wardha city, is directed to release of Suzuki Company Matt Black vehicle bearing registration No. MH-32-AM-6952 in favour of applicant on execution of indemnity/supurnama bond of Rs.70,000/- (Rs. Seventy Thousand only).
- 3) The applicant shall not amend, alter or modify any part of the said vehicle and not to use it, in any other offence.
- 4) He shall not change the nature and colour of the said vehicle without permission of Court.
- 5) He shall produce the said vehicle before court during the trial as and when directed by this Court.
- 6) I.O. shall take two photographs of seized vehicle and produce the same in Police Station, Wardha city. I.O. shall submit said photographs in the Case.
- 7) After compliance of above referred conditions, the Police Station, Wardha city is directed to hand over the above referred vehicle forthwith to the applicant.
- 8) Issue letter to the Police Station, Wardha city, accordingly.

Wardha
Date :23-10-2024

[A.B.Niware]
Judicial Magistrate, First Class,
[Court No.1] Wardha.