

**IN THE COURT OF METROPOLITAN MAGISTRATE,
32 ND COURT, BANDRA, MUMBAI**

C.C. No. 912/N/2018
C.R. No. 146/2018.
Nirmal Nagar Police Station.

Aveshali Liyakat Sayyed

... Applicant

V/s.

**Sr. Inspector of Police,
(Nirmal Nagar Police Station)**

...Respondent.

ORDER BELOW APPLICATION FOR RETURN OF SEIZED GOLD RING

By this application the applicant **Aveshali Liyakat Sayyed**, is seeking return of seized gold ring weighing 1.5 grams worth Rs. 4,500/-, as quoted in the application, being entitled for the same. The Nirmal Nagar polie seized said gold ring in pursuant of theft. He is ready to produce the said property whenever required till final disposal of case. The application is supported by various documents such as copy of F.I.R., affidavit, Aadhar card etc.

2. Accordingly say of investigating officer and learned APP were called. Investigating officer rendered his no objection to release said property in favour of applicant. Whereas, learned APP failed to file say.

3. Heard argument, perused the record.

4. Considering the reasons mentioned in application supported by documents, it is evident that, the aforementioned muddemal may be temporarily released in favor of the applicant, being rightful claimant for the same, since it is recovered at the instance of complaint lodged by him. Hence, upon imposing certain conditions the said muddemal may be released in favor of applicant. Hence, the following order :-

ORDER

- i) The seized gold ring weighing 1.5 grams be handed over to the applicant **Aveshali Liyakat Sayyed**, subject to furnishing Indemnity bond of ₹ 5,000/-
- ii) She shall produce the seized muddemal, whenever called by the Court or by the police.
- iii) Investigation Officer shall obtain photographs of seized muddemal from all angles for its proper identification in future and note down the denomination of currency notes for evidence purpose.
- iv) Copy to the concerned police station for compliance of this order.

Date : 05.01.2019
ssl.

(Sudhir N. Shinde)
Metropolitan Magistrate,
32nd Court, Bandra, Mumbai.