

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

Notice No. 865/N/2018.
C.R. No. 300/2018.
Kherwadi Police Station.

Wasim Ahmed Mohd. Ali Shaikh

... Applicant

V/s.

**Sr. Inspector of Police,
(Kherwadi Police Station)**

...Respondent.

ORDER BELOW APPLICATION FOR RETURN OF PROPERTY
VIZ. BAJAJ PULSAR MOTORCYCLE.

By this application the applicant **Wasim Ahmed Mohd. Ali Shaikh**, is seeking return of Bajaj Pulsar motorcycle, bearing registration No. MH-02-EM-1691 as quoted in the application, being registered owner of the same. It is further submitted that, the said motorcycle was seized by Kherwadi police station, as alleged. He is ready to produce the said property whenever required till final disposal of case. The application is supported by various documents such as copies of particulars of vehicle, insurance certificate, Aadhar card, PAN card and affidavit of applicant.

2. Accordingly say of Investigation Officer and learned APP were called. Both Investigating Officer and APP have failed to file their say.

3. Heard argument of advocate of applicant. APP absent and not argued. perused the record.

4. Considering the reasons mentioned in application supported by documents, it is evident that, the aforementioned motorcycle may be

temporarily released in favor of the applicant, being rightful claimant of the same. Hence, upon imposing certain conditions the said motorcycle may be released in favor of applicant. Hence, the following order :-

ORDER

- 1 The seized Bajaj Pulsar motorcycle, bearing registration No. MH-02-EM-1691 be released in favor of applicant viz. **Wasim Ahmed Mohd. Ali Shaikh** on his furnishing indemnity bond of ₹. 60,000/-.
- 2 He shall produce the said motorcycle as and when required by the Court.
- 3 Investigation Officer shall obtain photographs of seized motorcycle from all angles for its proper identification in future.
- 4 Copy to the concerned police station for compliance of this order.

Date : 28.11.2018
ssl.

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