

ORDER BELOW EXH. NO. 01 IN CRI. M. A. NO. 250/2019

1. This is an application filed by the applicants no. 1 and 2 filed an application for return of property i.e. Samsung G615(J7) Mobile phone, which is seized by Jaysingpur Police in **Crime Register No. 291/2019**.
2. Investigating Officer gave no objection.
3. From the documents the applicant appears to be owner of the seized property. No purpose would be served in keeping the mobile phone with police. The applicant no.1 purchased the phone. The possibility of the damage to the property can not be ruled out if kept lying in the police station. The trial would not be concluded in near future.
4. The applicant is entitled for interim custody of the seized article till disposal of the matter. Hence, I pass following order :-

ORDER

- (1) The application is allowed.
- (2) The seized muddemal property ie. Samsung G615(J7) Mobile phone which is seized by Jaysingpur Police in **C. R. No. 291/2019** be handed over to the applicant till the conclusion of trial on fulfillment of following imposed conditions :
 - (I) The applicant is directed to execute Indemnity bond of Rs.8000/- (Rupees Eight Thousand Only) before Investigating officer, binding himself abide by the

conditions and in default shall pay Rs.8000/- (Rupees Eight Thousand Only) to the Government. After execution of Indemnity bond, issue letter to the concern Police Station Officer, Jaysingpur Police Station in this regard to release the property.

(II) The seized mobile phone be returned to the applicant.

(III) Applicant shall produced the seized mobile phone as and when ordered by the Court during trial.

(IV) This proceeding be tagged with the case papers as and when final police report is received in the said crime.

(V) Issue copy of this order to the investigating officer for it's compliance.

Sd/-

Date-14.10.2019.

(A. B. Redkar)

Jaysingpur.

Judicial Magistrate First Class,
Jaysingpur.