

**IN THE COURT OF SH. TUSHAR GUPTA, ACJM/NORTH-
EAST, KARKARDOOMA COURTS, DELHI**

16 MISC CRL / 129/2026 STATE Vs. UNKNOWN 4/2026 (Shastri
Park - Metro)

24.01.2026

**This is an application for releasing of mobile phone make Vivo
V2431 (case property) on superdari.**

Present: Sh. Kamal Kapoor, APP for the State.

Ms. Sanjanna Siddhu, Counsel for applicant Gautam
Ram.

Heard on the application for releasing of above-said
mobile phone on superdari moved on behalf of the applicant.

Report of IO perused. It is stated in the report that the
police has no objection to release of the mobile phone in question
to the rightful owner.

Considering the same, the seized afore-stated case
property in question be released to rightful owner. This is in view
of judgment of Hon'ble High Court of Delhi in Manjeet Vs. State,
CRL.M.C. 4485/2013 and Crl. M.A. No.16055/2013, decided on
10th September, 2014. The release of the property shall be subject
to the following terms-

1. SHO/IO to take proper receipt and an indemnity bond to the
satisfaction of the IO/SHO before releasing the said case property.
2. IO/SHO is directed to prepare the punchanama of the same and
take photographs from different angles in the presence of
complainant, accused and some independent witness(if available).
3. He will also take the counter signature of the
complainant/witness and accused on the above said photographs.

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4. IO/SHO is also directed to file said panchnama and photographs (alongwith their negatives or appropriate certificate under Section 65-B of the Evidence Act if photographs have been taken from digital device) with the final report.

5. SHO concerned is also directed to ensure compliance of the above said terms and conditions. Subject to above directions, the said case property is released absolutely and panchnama along with photographs shall be read in evidence.

Nothing expressed in the said order shall be construed as expression of opinion of the Court on the merits of the case.

Copy of this order be given dasti to applicant.

Copy of order be also sent to the SHO PS concerned.

(Tushar Gupta)
ACJM/NE/KKD Courts
24.01.2026