

**Order passed below Exh. 1 in Misc. Application  
No. 473/MISC./2018 in C. R. No. 2658/2018 of  
Bandra Railway Police Station, Mumbai**

1] The applicant Mr. Murtuza Shabbir Sadriwala has filed application for releasing his mobile handset Oppo made, model No. A-3, IMEI No. 869353037183855 / 869353037183848 which is seized in the offence. The Investigating Officer as well as learned APP have no objection for handing over the seized mobile handset in favour of the applicant.

2] During the investigation mobile handset is seized. The applicant has filed his photocopy of Aadhar Card and mobile purchase bill. It appears that, the applicant is the owner and possessor of the mobile handset in question. Therefore, the applicant is entitled for getting custody on indemnity bond of Rs. 20,000/- (Twenty Thousand). Therefore, the order :

**ORDER**

1] The seized mobile handset Oppo made, model No. A-3, IMEI No. 869353037183855 / 869353037183848, be given to the applicant Mr. Murtuza Shabbir Sadriwala, R/o.: Room No. 52, Sugra Manzil, Building No. 6, Fakhri Colony, Near Nazareth Church, Bhayander (W), District Thane on Indemnity Bond of Rs. 20,000/- (Twenty Thousand), which is to be executed before Investigating Officer of the Bandra Railway Police Station, on following condition :-

- (a) The applicant shall produced the mobile handset as and when required.
- (b) The applicant shall not transfer or alienate the seized mobile handset till the decision of the main case.
- (c) The applicant shall not change the nature of the seized mobile handset by any manner till the decision of the main case.

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2] The Investigating Officer shall furnish the Indemnity Bond alongwith the final report / chargesheet, in this Court.

3] This proceeding be kept with the remand papers of C. R. No. 2658.2018 of Bandra Railway Police Station, Mumbai for merging the same in the main case after filing the chargesheet, if any.

Date : 17.11.2018

Sd/-  
**(S. R. Narwade)**  
Metropolitan Magistrate,  
36<sup>th</sup> Court , Mumbai Central,  
**Mumbai**