

ORDER

(Passed on 03rd day of January, 2018)

The applicant has filed the present application for custody of vehicle i.e. Bolero Pick Up bearing registration No. MH 32-Q/6640 which is seized in Crime No. 4575/2017 by RPF Nagpur. The learned APP has filed his say at Exh. 1 and has no objection to release the vehicle on supratnama. I.O. has filed his say at Exh. 4 and strongly objected to release the vehicle.

I have perused application, say of learned APP and I.O. Also heard the arguments of both sides. The applicant has filed on record copy of RC book, insurance certificate and Adhar card. From perusal of said documents, it appears that the applicant is owner of the seized vehicle. No purpose will serve by keeping the said vehicle in RPF custody. Panchanama about the description of vehicle will suffice the purpose of evidence. In such circumstances, I pass following order.

ORDER

- 1) The application is allowed. Letter be issued to RPF Nagpur to hand over the custody of the seized vehicle i.e. Bolero Pick Up bearing registration No. MH 32-Q/6640 to the applicant – Bharatram Netram Dhole, R/o Ward No.1, Borgaon (Dhole), Junapani, Tah. Karanja, Distt. Wardha, after executing indemnity bond of Rs.7,00,000/- and on verification of original documents.

- 2) The applicant has to execute the indemnity bond mentioning his detail postal address, mail address and mobile number.
- 3) The applicant has to produce the vehicle in question as and when directed by the court.
- 4) The applicant shall not change the look, colour of the vehicle in any mode or manner and shall not transfer the vehicle.
- 5) Before handing over the custody of the said vehicle to the applicant, the I.O. shall snap the photographs of the seized vehicle and submit the same alongwith the complaint.

(S.N.Phad)

Dt. 03/01/2018 Judicial Magistrate, F.C.(Rly. Court),Nagpur

CERTIFICATE

I affirm that the contents of this PDF File of order are word to word, as per original order.

Name of Steno : Mrs. P.N. Jamthe