

State Vs. Sonu @ Bhabhaka
FIR No. 95/2020
U/s 356/379/34 IPC
PS Ranhola

18.07.2020

Present: Ld. APP for the State.

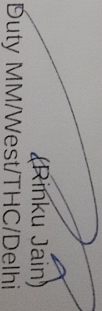
Ld. Counsel for accused/applicant through VC.

An application for bail under section 437 Cr. P. C is filed on behalf of accused.
Reply filed by IO. Same is taken on record.

Ld. Counsel for accused/applicant argued that accused/applicant is in JC since 22.06.2020 and recovery has already been effected. No purpose would be served by keeping the accused in custody.

Per contra, ld APP for State vehemently opposes the same.
Heard. Perused.

The accused is in JC since 22.06.2020. Recovery has already been effected from accused. No fruitful purpose would be served by keeping the accused in custody keeping in view the current situation of outbreak of Covid-19. Therefore, accused is admitted to bail on furnishing personal bonds in the sum of Rs. 10,000/- with one surety in the like amount.


(Arinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

State Vs. Sonu Sharma
FIR No.270/2020
U/s 356/379 IPC
PS Ranthola

18.07.2020

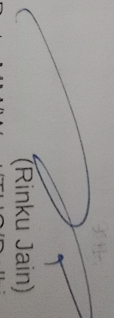
Present: Ld. APP for the State.
 Ld. Counsel for accused/applicant through VC.

An application for bail under section 437 Cr. P. C is filed on behalf of accused.
Reply filed by IO. Same is taken on record.

Ld. Counsel for accused/applicant argued that accused/applicant is in JC since
22.06.2020 and recovery has already been effected. No purpose would be served by keeping the
accused in custody.

Per contra, ld APP for State vehemently opposes the same.
Heard. Perused.

The accused is in JC since 22.06.2020. Recovery has already been effected from
accused. No fruitful purpose would be served by keeping the accused in custody keeping in view
the current situation of outbreak of Covid-19. Therefore, accused is admitted to bail on furnishing
personal bonds in the sum of Rs. 10,000/- with one surety in the like amount.


(Rinku Jain)
Duty MMM/West/THC/Delhi
18.07.2020

State Vs. Sonu @ Sonu Sharma
FIR No.653/2020
U/s 25/54/59 Arms Act & 411 IPC
PS Ranhola

18.07.2020

Present: Ld. APP for the State.

Ld. Counsel for accused/applicant through VC.

An application for bail under section 437 Cr. P. C is filed on behalf of accused.

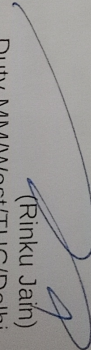
Reply filed by IO. Same is taken on record.

Ld. Counsel for accused/applicant argued that accused/applicant is in JC since 22.06.2020 and recovery has already been effected. No purpose would be served by keeping the accused in custody.

Per contra, ld APP for State vehemently opposes the same.

Heard. Perused.

The accused is in JC since 22.06.2020. Recovery has already been effected from accused. No fruitful purpose would be served by keeping the accused in custody keeping in view the current situation of outbreak of Covid-19. Therefore, accused is admitted to bail on furnishing personal bonds in the sum of Rs. 10,000/- with one surety in the like amount.


(Rinku Jain)
Duty MMMWest/THC/Delhi
18.07.2020

State Vs. Ankit
FIR No. 429/2020
P.S. Ranthola
u/s 379/411/34 IPC

18.07.2020

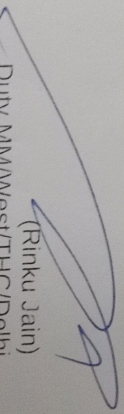
Present:- Ld. APP for State,
 Ld. Counsel Sh. S.D Pushkar for accused/applicant.

An application for bail under section 437 Cr. P.C has been filed on behalf of
accused/applicant.

Reply on behalf of IO received on official e-mail address of this Court.
Heard. Perused.

The accused is in JC since 21.06.2020. Recovery has already been effected from
accused. No fruitful purpose would be served by keeping the accused into custody particularly in
view of the spread of Covid-19. Accordingly, accused Ankit s/o Hari Shankar be released on bail on
furnishing of personal bond in the sum of Rs. 20,000/- and one surety in the like amount.

At request a copy of this order be given dasti to ld counsel for accused.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

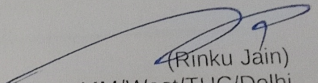
State Vs. Shiva
e-FIR No.WD-VP-000260
U/s 379 IPC
PS Vikas Puri

18.07.2020

Present:

Ld. APP for the State.
Ld. Counsel Sh. C.S Dahiya for accused/applicant.

No reply / report received.
IO to positively report by NDOH.
Put up on 20.07.2020.

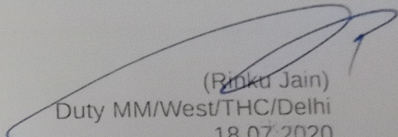

(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

State Vs. Shiva
e-FIR No.WD-JP-000243
U/s 379 IPC
PS Janak Puri

18.07.2020

Present: Ld. APP for the State.
Ld. Counsel Sh. C.S Dahiya for accused/applicant.

No reply / report received.
IO to positively report by NDOH.
Put up on 20.07.2020.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

State Vs. Shiva
e-FIR No.WD-VP-000309
U/s 379 IPC
PS ~~Vikas Puri~~

Janak Puri

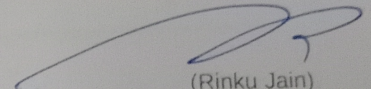
18.07.2020

Present: Ld. APP for the State.
Ld. Counsel Sh. C.S Dahiya for accused/applicant.

No reply / report received.

IO to positively report by NDOH.

Put up on 20.07.2020.



(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

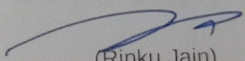
FIR No. 214/20
PS Ranjit Nagar

18.07.2020

Fresh challan received by way of assignment. It be checked and registered.

Present: HC Vikas on behalf of IO/ SI Sumit.

Put up for consideration before the concerned Court on 20.07.2020.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

State Vs. Amandeep
FIR No.12747/2020
U/s 379/411/34 IPC
PS Kirti Nagar

18.07.2020

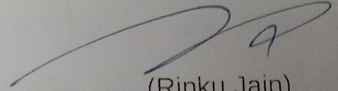
Present: Ld. APP for the State.
None for accused/applicant.

The present application is filed on behalf of accused on interim bail as per the directions of Hon'ble High Powered Committee, Delhi High Court.

Reply received. Same is taken on record.

The accused is in JC since 21.06.2020. No previous involvement of accused has been reported. Therefore, the present case falls within the criteria for interim bail. In view of the same, accused be released for a period of 45 days on interim bail on personal bonds as per the satisfaction of Jail Supdt.

This order be considered as release warrant.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

18.07.2020

This is an application for releasing vehicle bearing no. DL 4SCF 5120 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. *The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.*

70. *The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.*

71. *Return of vehicles and permission for sale thereof should be the general norm rather than the exception.*

72. *If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.*

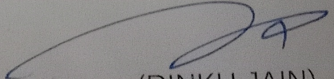
73. *If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."*

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in Crl. M.C. No. 4485/2013 dated 10.09.2014**.

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL 4SCF 5120 be released to the **registered owner after due identity verification and if the IO/SHO has no objection in release of the abovesaid vehicle and the same is not required any further for investigation of the present case** on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.


(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

FIR No. 129/2020
PS: Mundka
Vehicle No. DL9SAA 4157

18.07.2020

This is an application for releasing vehicle bearing no. DL9SAA 4157 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.

70. The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.

71. Return of vehicles and permission for sale thereof should be the general norm rather than the exception.

72. If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.

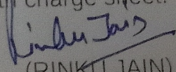
73. If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in CrI. M.C. No. 4485/2013 dated 10.09.2014.**

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL9SAA 4157 be released to the **registered owner after due identity verification and if the IO/SHO has no objection in release of the abovesaid vehicle and the same is not required any further for investigation of the present case** on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.


(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

18.07.2020

This is an application for releasing vehicle bearing no. DL-10SQ-1971 on Superdari.

Present:- Ld. APP for the State.

Ld. counsel for applicant.

IO has filed his reply. Taken on record.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. *The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.*

70. *The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.*

71. *Return of vehicles and permission for sale thereof should be the general norm rather than the exception.*

72. *If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.*

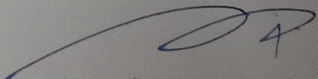
73. *If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."*

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in Crl. M.C. No. 4485/2013 dated 10.09.2014.**

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL-10SQ-1971 be released to the **registered owner after due identity verification** and on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.


(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

FIR No. 006151/19
PS: Tilak Nagar
Vehicle No. DL-3SCD-2924

18.07.2020

This is an application for releasing vehicle bearing no. DL-3SCD-2924 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.

70. The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.

71. Return of vehicles and permission for sale thereof should be the general norm rather than the exception.

72. If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.

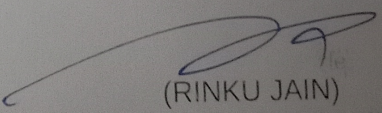
73. If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in CrI. M.C. No. 4485/2013 dated 10.09.2014**.

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL-3SCD-2924 be released to the **registered owner after due identity verification and if the IO/SHO has no objection in release of the abovesaid vehicle and the same is not required any further for investigation of the present case** on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.


(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

FIR No. 639/20
PS: Punjabi Bagh
Vehicle No. DL-1LR 7131

18.07.2020

This is an application for releasing vehicle bearing no. DL-1LR 7131 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.
IO in person.

IO has filed his reply. Taken on record.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.

70. The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.

71. Return of vehicles and permission for sale thereof should be the general norm rather than the exception.

72. If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.

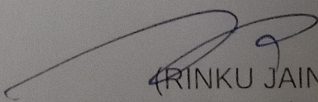
73. If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in Crl. M.C. No. 4485/2013 dated 10.09.2014.**

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL-1LR 7131 be released to the **registered owner after due identity verification** and on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.


(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

FIR No. 636/20
u/s 279/337 IPC
PS: Punjabi Bagh
Vehicle No. DL-8SCU-0369

18.07.2020

This is an application for releasing vehicle bearing no. DL-8SCU-0369 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.

IO has filed his reply. Taken on record.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.

70. The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.

71. Return of vehicles and permission for sale thereof should be the general norm rather than the exception.

72. If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.

73. If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in CrI. M.C. No. 4485/2013 dated 10.09.2014.**

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL-8SCU-0369 be released to the **registered owner after due identity verification** and on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.

(Rinku Jain)
Duty MA/West/THC/Delhi
18.07.2020

18.07.2020.

This is an application for releasing vehicle bearing no. DL-IRV-1372 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.

IO has filed his reply. Taken on record.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.

70. The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.

71. Return of vehicles and permission for sale thereof should be the general norm rather than the exception.

72. If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.

73. If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in CrI. M.C. No. 4485/2013 dated 10.09.2014**.

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL-IRV-1372 be released to the **registered owner after due identity verification** and on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.

(Rinku Jain)
Duty MM West/THC/Delhi
18.07.2020

18.07.2020

This is an application for releasing vehicle bearing no. DL 10 SR 6788 on Superdari.

Present:- Ld. APP for the State.
Ld. counsel for applicant.
IO has filed his reply. Taken on record.

Instead of releasing the vehicle on superdari, I am of the considered view that the vehicle has to be released as per directions of Hon'ble Supreme Court in case titled as **Sunder Bhai Ambalal Desai Vs. State of Gujrat, AIR 2003 SC 638** wherein it has been held that

Vehicles involved in an offence may be released to the rightful owner after preparing detailed panchnama; taking photographs of the vehicle, valuation report, and a security bond.

69. The photographs of the vehicle should be attested countersigned by the complainant, accused as well as by the person to whom the custody is handed over.

70. The production of the vehicle should not be insisted upon during the trial. The panchnama and photographs along with the valuation report should suffice for the purposes of evidence.

71. Return of vehicles and permission for sale thereof should be the general norm rather than the exception.

72. If the vehicle is insured, the court shall issue notice to the owner and the insurance company for disposal of the vehicle. If there is no response or the owner declines to take the vehicle or informs that it has claimed insurance/released its right in the vehicle to the insurance company and the insurance company fails to take possession of the vehicle, the vehicle may be ordered to be sold in auction.

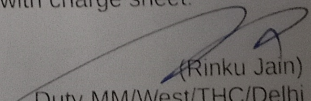
73. If a vehicle is reply not claimed by the accused, owner, or the insurance company or by a third person, it may be ordered to be sold by auction."

The view of the Hon'ble Supreme Court has been reiterated by Hon'ble Delhi High Court in case titled as **Manjit Singh Vs. State in CrI. M.C. No. 4485/2013 dated 10.09.2014.**

Considering the facts and circumstances and law laid down by higher courts, vehicle in question bearing registration no. DL 10 SR 6788 be released to the **registered owner after due identity verification** and on furnishing security bond as per valuation report of the vehicle. After preparation of panchnama of the vehicle and furnishing of security bond as per directions of Hon'ble Supreme Court, the vehicle shall be released by the IO.

Copy of this order be given dasti to applicant.

Panchnama and valuation report shall be filed in the court along with charge sheet.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

18.07.2020

This is an application for releasing article i.e Vivo Mobile on superdari .

Present : Ld. APP for the State.
Applicant in person.

Instead of releasing the articles on superdari, this Court is of the view that the articles has to be released as per directions of **Hon'ble High Court of Delhi** in matter of "**Manjit Singh Vs. State**" in CrI. M.C. No. 4485/2013 dated 10.09.2014.

Hon'ble High Court of Delhi in above-said judgment/order while relying upon the judgments of **Hon'ble Supreme Court of India** in matter of "**Sunderbhai Ambalal Desai Vs. State of Gujarat**", AIR 2003 SUPREME COURT 638, "**General Insurance Council & Ors. Vs. State of Andhra Pradesh & Ors.**" Writ Petition (C) No.14 of 2008 decided on 19.04.2010 and "**Basavva Kom Dyamangouda Patil Vs. State of Mysore**", (1977) 4 SCC 358 has held : -

"59. The valuable articles seized by the police may be released to the person, who, in the opinion of the court, is lawfully entitled to claim such as the complainant at whose house theft, robbery or dacoity has taken place, after preparing detailed panchnama of such articles, taking photographs of such articles and a security bond.

60. The photographs of such articles should be attested or countersigned by the complainant, accused as well as by the person to whom the custody is handed over. Whenever necessary, the court may get the jewellery articles valued from a government approved valuer.

61. The actual production of the valuable articles during the trial should not be insisted upon and the photographs along with the panchnama should suffice for the purposes of evidence.

Considering the facts and circumstances and law laid down by **Hon'ble High Court of Delhi**, mobile phone in question as per seizure memo be released to the registered owner after due identity verification and if the IO/SHO has no objection in release of the abovesaid mobile phone and the same is not required any further for investigation of the present case applicant by IO on furnishing ownership proof, security bond as per valuation report of mobile phone and after preparation of panchnama and taking photographs of mobile phone including its IMEI numbers as per above directions of **Hon'ble High Court of Delhi** in above cited paragraphs. Panchnama, photographs, valuation report and security bond shall be filed along-with final report. Dasti copy of order be given as prayed for.

(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

18.07.2020

This is an application for releasing articles i.e Macbook AIR & Oppo Mobile on superdari .

Present : Ld. APP for the State,
Applicant in person.

IO has filed his reply. Same is taken on record.

Instead of releasing the articles on superdari, this Court is of the view that the articles has to be released as per directions of **Hon'ble High Court of Delhi** in matter of "**Manjit Singh Vs. State**" in Crl. M.C. No. 4485/2013 dated 10.09.2014.

Hon'ble High Court of Delhi in above-said judgment/order while relying upon the judgments of **Hon'ble Supreme Court of India** in matter of "**Sunderbhai Ambalal Desai Vs. State of Gujarat**", AIR 2003 SUPREME COURT 638, "**General Insurance Council & Ors. Vs. State of Andhra Pradesh & Ors.**" Writ Petition (C) No.14 of 2008 decided on 19.04.2010 and "**Basavva Kom Dyamangouda Patil Vs. State of Mysore**", (1977) 4 SCC 358 has held : -

"59. The valuable articles seized by the police may be released to the person, who, in the opinion of the court, is lawfully entitled to claim such as the complainant at whose house theft, robbery or dacoity has taken place, after preparing detailed panchnama of such articles, taking photographs of such articles and a security bond.

60. The photographs of such articles should be attested or countersigned by the complainant, accused as well as by the person to whom the custody is handed over. Whenever necessary, the court may get the jewellery articles valued from a government approved valuer.

61. The actual production of the valuable articles during the trial should not be insisted upon and the photographs along with the panchnama should suffice for the purposes of evidence.

Considering the facts and circumstances and law laid down by **Hon'ble High Court of Delhi**, Macbook AIR and Oppo mobile phone in question as per seizure memo be released to the applicant by IO on furnishing ownership proof, security bond as per valuation report of mobile phone and after preparation of panchnama and taking photographs of Macbook AIR and oppo mobile phone including its IMEI numbers as per above directions of **Hon'ble High Court of Delhi** in above cited paragraphs. Panchnama, photographs, valuation report and security bond shall be filed along-with final report. Dasti copy of order be given as prayed for.

(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

18.07.2020

This is an application for releasing article i.e Samsung Mobile on superdari.

Present : Ld. APP for the State.
Applicant in person.

IO has filed his reply. Same is taken on record.

Instead of releasing the articles on superdari, this Court is of the view that the articles has to be released as per directions of **Hon'ble High Court of Delhi** in matter of "**Manjit Singh Vs. State**" in CrI. M.C. No. 4485/2013 dated 10.09.2014.

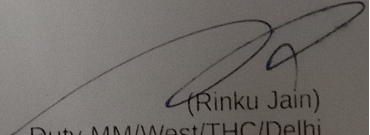
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"59. The valuable articles seized by the police may be released to the person, who, in the opinion of the court, is lawfully entitled to claim such as the complainant at whose house theft, robbery or dacoity has taken place, after preparing detailed panchnama of such articles, taking photographs of such articles and a security bond.

60. The photographs of such articles should be attested or countersigned by the complainant, accused as well as by the person to whom the custody is handed over. Whenever necessary, the court may get the jewellery articles valued from a government approved valuer.

61. The actual production of the valuable articles during the trial should not be insisted upon and the photographs along with the panchnama should suffice for the purposes of evidence.

Considering the facts and circumstances and law laid down by **Hon'ble High Court of Delhi**, mobile phone in question as per seizure memo be released to the applicant by IO on furnishing ownership proof, security bond as per valuation report of mobile phone and after preparation of panchnama and taking photographs of mobile phone including its IMEI numbers as per above directions of **Hon'ble High Court of Delhi** in above cited paragraphs. Panchnama, photographs, valuation report and security bond shall be filed along-with final report. Dasti copy of order be given as prayed for.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020

18.07.2020

This is an application for releasing article i.e Mobile phone on superdari.

Present : Ld. APP for the State.
Applicant in person.

IO has filed his reply. Same is taken on record.

Instead of releasing the article i.e Mobile Phone make Samsung model A-9 on superdari, this Court is of the view that the articles has to be released as per directions of **Hon'ble High Court of Delhi** in matter of "**Manjit Singh Vs. State**" in CrI. M.C. No. 4485/2013 dated 10.09.2014.

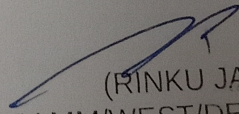
Hon'ble High Court of Delhi in above-said judgment/order while relying upon the judgments of **Hon'ble Supreme Court of India** in matter of "**Sunderbhai Ambalal Desai Vs. State of Gujarat**", AIR 2003 SUPREME COURT 638, "**General Insurance Council & Ors. Vs. State of Andhra Pradesh & Ors.**" Writ Petition (C) No.14 of 2008 decided on 19.04.2010 and "**Basavva Kom Dyamangouda Patil Vs. State of Mysore**", (1977) 4 SCC 358 has held : -

"59. The valuable articles seized by the police may be released to the person, who, in the opinion of the court, is lawfully entitled to claim such as the complainant at whose house theft, robbery or dacoity has taken place, after preparing detailed panchnama of such articles, taking photographs of such articles and a security bond.

60. The photographs of such articles should be attested or countersigned by the complainant, accused as well as by the person to whom the custody is handed over. Whenever necessary, the court may get the jewellery articles valued from a government approved valuer.

61. The actual production of the valuable articles during the trial should not be insisted upon and the photographs along with the panchnama should suffice for the purposes of evidence.

Considering the facts and circumstances and law laid down by **Hon'ble High Court of Delhi**, mobile phone in question as per seizure memo be released to the applicant by IO on furnishing ownership proof, security bond as per valuation report of mobile phone and after preparation of panchnama and taking photographs of mobile phone including its IMEI numbers as per above directions of **Hon'ble High Court of Delhi** in above cited paragraphs. Panchnama, photographs, valuation report and security bond shall be filed along-with final report. Dasti copy of order be given as prayed for.


(RINKU JAIN)
DUTY MM/WEST/DELHI
18.07.2020

State Vs. Ranjeet Singh
FIR No.444/2020
U/s 356/379/411 IPC
PS Tilak Nagar

18.07.2020

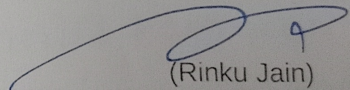
Present: Ld. APP for State.
None for accused/ applicant.

Vide order dt. 16.07.2020 accused already ordered to be released in the present case subject to verification of the bail bonds.

Verification report received. Same is taken on record.

Bail bonds accepted.

Nothing remains in the application. Therefore, the application stands disposed off.


(Rinku Jain)
Duty MM/West/THC/Delhi
18.07.2020