

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL REVISION CASE No.1737 OF 2016

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ORDER:

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Petitioner-Owner of the Vehicle filed this Criminal Revision Case by invoking the provision under Sections 397 and 401 of the Criminal Procedure Code being aggrieved by the order dated 11.05.2016 passed in CrI.M.P.(SR) No.472 of 2016 in Crime No.62 of 2016 by the Principal Judicial First Class Magistrate at Mahabubabad.

Heard.

Petitioner herein filed the impugned application under Section 457 of the Code of Criminal Procedure seeking to release the vehicle i.e., Auto bearing Regd.No.AP-20-X-2415 and the said application was returned by the learned Magistrate vide impugned order. Challenging the same, the present revision is filed.

Learned Counsel for the petitioner submitted that the petitioner is the owner of the vehicle and the same is very essential for his daily necessities. Further, if the vehicle is kept idle for a long period there is every possibility of getting it damaged. He also submitted that the petitioner is ready to produce the vehicle as and when required by the Court.

Learned Additional Public Prosecutor also submitted that interim custody of the crime vehicle can be granted to the petitioner by imposing certain conditions.

Considering these circumstances, it is directed that vehicle i.e. Auto bearing Regd.No.AP-20-X-2415 shall be released for interim custody of the petitioner, subject to final orders to be passed at the time of disposal of the main case viz., Crime No.62 of 2016, on his executing a personal bond for Rs.50,000/- (Rupees Fifty Thousand only) with one surety for the like sum to the satisfaction of the Principal Judicial First Class Magistrate at Mahabubabad, Warangal District, and also on production of original R.C. book. It is further directed that

the petitioner shall not alienate the vehicle, shall not change the physical features of the same till the disposal of the criminal case and further he shall undertake to produce the vehicle as and when required. It is also made clear that this order does not preclude the authorities concerned from proceeding with the confiscation proceedings, if any.

Accordingly, the Criminal Revision Case is disposed of. Miscellaneous petitions filed in this revision, if any, shall stand closed.

JUSTICE RAJA ELANGO

Date : 5.7.2016

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THE HONOURABLE SRI JUSTICE RAJA ELANGO

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DATED 5th July, 2016.

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