


HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Revision Petition No. 2111/2016

1. Mohammad Nizam Son Of Rafeeq Ahmed, R/o Poket No.1, Quarter No.17 Pbg Sch A Presidential Estate, New Delhi-110004. Presently Lodged In Central Jail, Jaipur
2. Mohammed Haroon Son Of Afak Ahmed, R/o D-13, Gali No.14, Noorani Masjid, Chauhan Bangar, Delhi-110053. Presently Lodged In Central Jail, Jaipur.

----Petitioners

Versus

Union Of India Through Public Prosecutor.

----Respondent

For Petitioner(s)	:	Mr. Yatharth Agarwal for Mr. Sudhir Jain
For Respondent(s)	:	Mr. Banwari Lal Takhar Mr. Prithvi Singh Deora

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

04/11/2025

1. This matter has been listed on application no.2/2025 for modification of order dated 21.04.2025 by the petitioner on the ground that the petitioner has moved an application no. 1/2025 for release of his passport which was seized during investigation relating to current case, but respondent(s) have not released the passport on the analogy that the passport is seized by the DRI and it is lying in the custody of DRI. If any person is detained and booked by any agency and property is seized in that case, then the investigating officer is responsible for safe custody of said property.

2. If any property is missing or lost during custody of investigation officer or concerned SHO or In-charge of particular police station then, they are responsible for criminal breach of trust and also misappropriation and liable for criminal prosecution.

3. In case, the order dated 21.04.2025 is not complied till 5:00 p.m. today, the concerned In-charge of State shall remain personally present before this Court on 06.11.2025 at 10:30 a.m.

(ASHOK KUMAR JAIN),J