

CNR No : MHAH-1900-0467-2026



CRI.M.A.NO.67/2026

**Mubarak Rajmahmmad Baig Vs  
The State Maharashtra**

**ORDER BELOW EXH.01**

01. Applicant Mubarak Rajmohmmad Baig has filed this application for interim custody of four wheeler of Scorpio S11 MT 7S CC Mahindra & Mahindra Ltd. Company bearing registration No. MH/20 HH. 4881, Chassis No. MA1TA2YS2S2H85174, Engine No. YSS4H49228 seized by P.S.Shevgaon in Crime No.85/2026 for the offence punishable under Section 3, 25 of Indian Arms Act.

02. Learned A.P.P. has filed her say and objected the present application stating that, the said muddemal is important piece of evidence. Investigation is yet to complete. Applicant will change the nature of seized muddemal if possession is given to him. On these grounds learned APP prayed to reject the application.

03. I.O. has filed his say and objected the present application stating that, the vehicle without number plate was seized from the possession of the accused in serious offence. It is further stated that, no document of ownership has been produced by the applicant in Police Station. If custody of vehicle is given to the applicant then he will change its nature. On these grounds I.O. has prayed to reject the application.

04. In order to claim over seized vehicle, applicant has filed following documents :-

- a. Copy of F.I.R. in Cr.No.85/2016
- b. Verified Copy of R.C. book and copy of insurance of seized vehicle,

c. Copy of his Aadhar card,

05. On perusal of copy of R.C. book it appears that, applicant is registered owner of seized vehicle. Till date none appear to claim the custody of seized vehicle. Application is supported by affidavit. Admittedly seized vehicle is parked in police station premises. In such circumstances seized vehicle if kept in police station for further period, it destroyed its value and possibility of damage could not be ruled out. Granting interim custody on condition will satisfy the purpose. Hence, I pass the following order :-

**ORDER**

01. Application is allowed in following terms :-

- (a) The interim custody of four wheeler of Scorpio S11 MT 7S CC Mahindra & Mahindra Ltd. Company bearing registration No. MH/20 HH. 4881, Chassis No. MA1TA2YS2S2H85174, Engine No. YSS4H49228 seized by P.S.Shevgaon in Crime No.85/2026 be handed over to the applicant on executing indemnity bond of Rs.7,00,000/- (Rupees Seven Lakh Only).
- (b) Investigating Officer shall take photographs of the said vehicle and as well draw panchanama and obtain signature of applicant and submit the same before this Court.
- (c) The applicant shall undertake not alienate the above vehicle in any mode till conclusion of the trial and shall produce the above vehicle as and when required by the Court.
- (d) The applicant to furnish indemnity bond before concern Police Station.
- (e) Release yadi be sent to concern police station after satisfying above said conditions.
- (f) Supurtnama be attached to the charge-sheet.

Place : Shevgaon.  
Date : 10.03.2026.

(D.R.Kulkarni)  
Judicial Magistrate First Class,  
(Court No. 3)Shevgaon.