

MHAU070012282026



Cri.M.A.No.98/2026  
**Samir Sayyad Vs. State of Maharashtra**

**ORDER BELOW EXH.01**

By this application, the applicant has prayed for release of MARUTI OMNI E MPI STD BS IV bearing registration No. MH-20-DJ-7413, Chassis No. MA3EVB11S01588666, Engine No. F8BIN4789376 seized by Gangapur Police Station, in connection with C.R. No.77/2026 for offence punishable under section 352, 3(5), 115(2), 109 Of Bharatiya Nyaya Sanhita, 2023. (Hereinafter referred as seized property).

02. Perused the application, say of Ld. A.P.P., I.O. Also perused the say filed by the accused Deepak Raju Salve, Ashish Dnyaneshwar Mavas and Harsh Anil Gaikwad, documents of the vehicle and other documents on the record.

03. Heard the Ld. Advocate for the applicant and the Ld. A.P.P. for the State.

04. I.O. and learned APP filed their say and they have objected the application that offence is of a serious nature against the human body. Accused used the said seized vehicle to commit the offence and to escape. if seized property is released, possibility of it being used again to commit a similar offence cant not be ruled out. Therefore, application be rejected.

05. Having gone through the application and the say filed by Investigating Officer it appears that, I.O. has seized the above-mentioned property. In order to substantiate the contention made in the application, the

applicant has filed on record verified copy of certificate of registration, Aadhar Card, insurance papers, FIR and etc. on record. So also, the applicant has filed the say of accused persons on record.

06. The documents referred above indicates that, applicant is the owner of the seized property. He is entitled for the possession of the seized property. No one has claimed the alleged property except the applicant. Therefore, I do not find any reason to reject the present application. Hence, I pass following order -

### **ORDER**

1. The Muddemal property i.e. MARUTI OMNI E MPI STD BS IV bearing registration No. MH-20-DJ-7413, Chassis No. MA3EVB11S01588666, Engine No. F8BIN4789376 seized by Gangapur Police Station, in connection with C.R. No.77/2026 for offence punishable under section 352, 3(5), 115(2), 109 Of Bharatiya Nyaya Sanhita, 2023 be returned to the applicant on indemnity bond of Rs.1,00,000/- (Rupees One Lakhs Only).
2. Applicant shall give an undertaking that he shall not dispose off, alienate, create third party interest or change the nature of property till the final disposal of case.
3. Applicant shall also undertake that he shall produce the seized vehicle in the Court, as and when required.
4. Applicant is directed to produce the photograph of said property.
5. The Investigating Officer is directed to carry out detailed

panchanama of seized property before handling over the possession.

6. The copy of this application and order be kept with the criminal case arising out of C.R.No.77/2026.
7. Issue letter accordingly.

Gangapur  
Date :- 24/03/2026

(S. S. Agrawal)  
Judicial Magistrate First Class,  
Gangapur

C E R T I F I C A T E

I affirm that the contents of this P.D.F File Exh.1/Judgement order are same, word to word as per the original order.

Name of the Stenographer	S. M. Shaikh
Name of the Court	Judicial Magistrate, F. C., Gangapur., Court No.1
Order date	24/03/2026
Judgment / Order signed by the P.O on	24/03/2026
Judgment / Order uploaded on	24/03/2026