

MHBU150000032026



R.C.C. No.2/2026
ORDER BELOW EXH.9.

State of Maharashtra [Police Station Deulgaonraja]

V/s.

Dhiraj Manoj Khandare

1. Applicant/Accused **Krushna Arun Palve** has filed this application for regaining custody of the Four Wheeler i.e **Mahindra XUV3XO** bearing Registration number with R.T.O. as **MH 15 KK 0342**, Chassis No.**MA1NS2EW1S2H59665** is seized by **Police Station Deulgaonraja** in **Crime No.469/2025**. The application is filed taking recourse to Section 497 of Bharatiya Nagarik Surakshya Sanhita.
2. It is contended by applicant that applicant is owner of **Mahindra XUV3XO**. He is the legal possessor. Applicant has shown his immense need of seized said Vehicle. Applicant has shown readiness to abide conditions of Court while releasing such Vehicle.
3. Learned A.P.P. raised general objections and submitted for rejection of application. I.O. has also raised general objection and submitted for rejection of application.
4. To support of ownership over seized said Vehicle applicant had filed his affidavit stating that, as he is real owner and legal possessor of seized said Vehicle and also filed copy of R.C. book, Insurance certificate of Vehicle and Aadhar Card alongwith list at **Exh. 11** and also filed say of accused annexed with list of document **at Exh.11** Moreover, if the Vehicle remains in custody of police, then there are high chances that it will deteriorate its

value due to non-use. Therefore, in my view, expressed need by applicant is justifiable.

5. Filed copies and tendered documents also show that the above mentioned seized said Vehicle are owned by applicant. From that it is clear that applicant is owner and legal possessor of claimed seized said Vehicle. No other person can claim above said Vehicle till today. Therefore, interim possession of seized said Vehicle can be handed over to the applicant, during the trial. Needless to say that such possession will be conditional and applicant will have to abide those conditions.

6. Therefore, the upcoming order.

ORDER

[1] Application is hereby allowed.

[2] Four Wheeler i.e **Mahindra XUV3XO** bearing Registration number with R.T.O. as **MH 15 KK 0342**, Chassis No.**MA1NS2EW1S2H59665** be handed over to the applicant **Krushna Arun Palve** on execution of indemnity bond (Supurdnama) of **Rs.11,00,000/- (In words Eleven Lac Only)**, on following conditions.-

[a] Applicant shall not sale, mortgage, alienate, or disposed off aforesaid vehicle, without order of this Court, till disposal of the case arising from aforesaid Crime.

[b] Applicant shall also not change the color of body, panel of body or appearance of the aforesaid vehicle without permission of this Court, till disposal of the case arising from Crime. For that, four photographs showing the aforesaid vehicle from each side shall be taken and handed over to police for due panchanama prior to release.

- [c] Applicant shall produce this aforesaid vehicle before Court as or when ordered, till disposal of the case arising from aforesaid crime.
- [3] Inform to P.S.O. of **Police Station Deulgaonraja** accordingly, only after full compliance of aforesaid order.
- [4] Indemnity Bond (Supurdnama) so executed be kept in papers of the case arising from aforesaid crime.

Date : 25/02/2026.

(Shri. M. S. Bharad)
Judicial Magistrate First Class,
Court No.1, Deulgaonraja.

Rupesh Ashok Dandge,
Stenographer