

ORDER BELOW EXH.01

(Dt.30.06.2026)

Application is filed by applicant namely Trupti Ashokrao Chinchkhede under Section 503 of Bhartiya Nagrik Suraksha Sanhita, 2023, for return of Maruti Suzuki Company's S-PRESSO VXI +, having registration no.MH-20-HH-7161, Chassis No. MA3RFL61SSJ567987, Engine No. K10CNC901862 seized by Ambad Police Station in connection with C.R.No. 299/2026 for offence punishable under section 106 (1), 281, 125(A), 125(B), 324 (4) of Bhartiya Nyaya Sanhita and Section 134/177 of Motor Vehicle Act.

2] Applicant submitted that, she is the lawful owner of above said vehicle and submitted verified copy of RC Book, copy of insurance, verified copy of Licence and adhar card of accused Somnath Gandule, copy of Adhar card of applicant and copy of F.I.R. She submitted that she is in need of seized vehicle for her day to day work. Therefore, prayed that the said vehicle may kindly be released in favour of applicant on supurtanama.

3] The I.O. and A.PP filed their say. APP submitted applicant is the lawful owner of above seized vehicle. The investigation is in progress. If the above vehicle given to the applicant, she will sell, dispose off or change the nature of the vehicle. Thus, prayed to reject the application.

4] Accused Somnath Vikram Gandule filed his affidavit stating that he has no objection to handover seized vehicle to the applicant.

5] I have given thoughtful considerations to the submissions made by the parties. Perused the document and record of the case. In support of the claim, the applicant has filed verified copy of RC Book, copy of insurance, verified copy of Licence and adhar card of accused Somnath

Gandule, copy of Adhar card of applicant and copy of F.I.R. On the perusal of RC Book it support the case of applicant that she is lawful person to take possession of seized vehicle. No other claimant has appeared before the Court. As per the guidelines given by Hon'ble Apex Court in the authority of **Sundarbhai Ambalal Desai Vrs. State of Gujrat, (2002) 10 SCC 283**, it is essential to pass expeditious orders about the custody of the property. In my view, from the foregoing reasons, good ground is made out to accord for interim custody in favour of the applicant. Some of the apprehensions put forth by Ld. A.P.P and I.O. can be taken care of by imposing conditions. Hence, the order.

ORDER

- 1] The application is allowed.
- 2] Police Station, Ambad, Dist. Jalna is directed to deliver the custody of Maruti Suzuki Company's S-PRESSO VXI +, having registration no.MH-20-HH-7161, Chassis No. MA3RFL61SSJ567987, Engine No. K10CNC901862 seized by Ambad Police Station in connection with C.R.No.299/2026 to the applicant Trupti Ashokrao Chinchkhede, on executing indemnity bond of Rs.5,00,000/- (Five Lakh Only) till the conclusion of the trial.
- 3] The Investigating Officer shall draw seizure panchanama, if not already drawn and take colour photographs of seized vehicle.
- 4] The Investigating Officer directed to submit the said indemnity bond in charge-sheet.
- 5] The applicant shall produce the vehicle in the Court as an when directed.
- 6] Accordingly letter issued to concern police station.

Dt.30.06.2026

(S. H. Rathi)
Judicial Magistrate F.C,
Court No.2, Ambad.

CERTIFICATE

I affirm that, the contents of this P.D.F. file Judgment/order are same, word to word as per the original Judgment/order.

Name of Stenographer	---	S.M.Sapkal
Court	---	2 nd Jt. C.J.J.D. & J.M.F.C., Ambad.
Date	---	30.06.2026
Order signed by the Presiding Officer on	---	30.06.2026
Order uploaded on	---	30.06.2026

Sd/-
Steno