

MHJN080004142026

Cri.M.A./30/2026

Amar Vs. State



**ORDER ON THE PROPERTY RETURN APPLICATION FILED IN
CRIMINAL M.A. NO.30/2026**

Perused the application, say over it and the documents filed.

2. Applicant namely Amar Shaikh Akbar Shaikh , through this application has prayed for return of property namely TVS Motor company Ltd's RADEON motorcycle bearing No.MH-21-CC-4351, having Chassis No.MD625BK24R1B02571, Engine No.BK2BR1102285, seized by the Ghansawangi police Station, Tal.Ghansawangi , Dist.Jalna, in Crime No.113/2026.
3. Investigation officer and Ld. APP objected the application.
4. In support, the applicant has filed the following documents :-
 - A Verified copy of Aadhar Card of applicant,
 - B Verified copy of Registration certificate of motorcycle,
 - C Copy of FIR.
5. Motorcycle registration certificate of the seized motorcycle shows that seized motorcycle stands on the name of present applicant. From the above mentioned documents, the applicant appears to be the owner of the seized property. Except the applicant, no one has appeared and claimed the property. No purpose would be served in keeping the seized property lying in the police station. The possibility of damage to the property can not be ruled out if kept lying in the police station.

Followed the direction given by the Hon'ble Supreme Court of India from the case of **Sunderbhai Ambalal Desai Vs. State of Gujarat.**

6. As, the applicant has shown his ownership over the seized property, he is entitled for possession of the same. In the result, following order is passed.

ORDER

1. The application is allowed.
2. The property namely, TVS Motor company Ltd's RADEON motorcycle bearing No.MH-21-CC-4351, having Chassis No. MD625BK24R1B02571, Engine No.BK2BR1102285, seized by the Ghansawangi police Station, Tal.Ghansawangi , Dist.Jalna, in Crime No.113/2026, be handed over to the applicant till the conclusion of the trial on the applicant executing indemnity bond of Rs.85,000/- (Rupees Eighty Five Thousand).
3. The applicant to undertake that, he shall not sale or transfer the seized property without prior permission of the Court. The applicant to maintain and preserve the property in all respects and produce the property in the Court as and when directed.
4. Investigation Officer is directed to prepare the detailed panchnama and also to take photographs of the seized property before handing over the custody. Photographs shall be signed by the panchas and counter signed by the I.O.
5. Investigation Officer to file the compliance report before the Court.
6. The Supuratnama be attached with the charge-sheet.

Date: 17/03/2026

(Chetan Jagtap)
Judicial Magistrate First Class,
Ghansawangi.