

MHKO010025552026 	<u>Order passed below Exh. 1 in Misc. Cri. Appln No.113/2026</u> Sikandar Ramjan Tamboli Vs. State of Maharashtra
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1. The applicant is seeking custody of the seized motorcycle Honda Shine 125 Disk bearing No. MH-09-GS-3958, chassis No.ME4JC85HCRD079976, Engine No.JC85ED3262511 which has been seized during investigation of C.R. No.285/2026, registered with Karveer Police Station, Kolhapur.
2. It is contended that, the applicant is registered owner of the said vehicle and if the vehicle is kept lying at the police station for indefinite period, it may get damaged due to weather conditions. The applicant has undertaken not to make any changes in the said vehicle or alienate the same.
3. The Investigating Officer has resisted the application on the grounds that, said vehicle is used in commission of the crime and if the said muddmal is returned to the applicant, there is possibility that it may be used to commit similar offence or the applicant may dispose it of or alter the same. The Ld. A.P.P. has no objection to return the vehicle on suitable conditions.
4. Heard the Ld. Advocate Shri. A. R. Shinde for the applicant and Ld. APP Mrs. S. S. Ingale for the State.
5. The applicant has placed on record copy of the R.C.Book, which transpires that, seized motorcycle Honda Shine 125 Disk bearing No.MH-09-GS-3958, is registered in his name. The applicant has also placed on record copy of the insurance policy and it appears

that, the vehicle is insured. The applicant has also placed on record copy of his Aadhar Card. The applicant is not accused in the crime and he is the registered owner. There is possibility that, the vehicle may get damaged due to the weather conditions, if it is detained in the police station for a long period. It may take considerable time in deciding the criminal case on merits and it will be in the larger interest of justice to return the vehicle to the registered owner on suitable terms and conditions. Hence, I pass the following order:

ORDER

- 1) The application is allowed.
- 2) The two wheeler motorcycle Honda Shine 125 Disk bearing No.MH-09-GS-3958, chassis No.ME4JC85H CRD079976, Engine No.JC85ED3262511, seized in C.R. No.285/2026, registered with Karveer Police Station, Kolhapur be returned to the applicant – Sikandar Ramjan Tamboli on following conditions :
 - a) That the applicant shall execute an indemnity bond (supurtnama) for Rs.80,000/-(Rs. Eighty Thousand only).
 - b) The applicant shall not make any material changes in the appearance of the vehicle, nor shall sell or dispose it of without permission of this Court.
 - c) The applicant shall produce the said vehicle as and when directed by this Court.
- 3) Issue letter to the concerned Police Station on compliance by the applicant.
- 4) Since the application is filed online, separate physical copy of this order is not maintained. All concerned to act upon digitally signed copy of this order uploaded online.

Date: 21/07/2026

(R. V. Utpat)
Additional Sessions Judge,
Kolhapur.

