

MHNS190020922025



ORDER BELOW EXH. 1 IN
CRIMINAL M. A. No. 287/2025
(Bhagwan Vijay Surade Vs. State)

The applicant is praying for releasing Motorcycle of Royal Enfield bearing No. MH-15-HV-6207 on suprutnama seized by Yeola Taluka Police Station in Crime No.446/2023 registered under section 379 of the IPC.

2. APP and I.O. submitted that above said vehicle is in the custody of Shriram General Insurance Company. Hence, they prayed that application be rejected.

3. Say of Insurance Company was called, but the company failed to file the say.

4. The applicant submitted that he is in need the said vehicle for his daily use and it's detention causes obstruction.

5. Heard both the sides at length. The applicant contended that, on 11.08.2023 at 10:00 pm he parked his vehicle in front of his house and on 12.08.2023 he noticed that his vehicle was missing. He took the search but could not find it and therefore he lodged the report at Yeola Taluka Police Station. On perusal of record, it appears that in the present crime said vehicle is in the custody of Shriram General

Insurance Company and the applicant got the insured amount. Even, during the course of argument the counsel for the applicant submitted that, the applicant reported the incident to the insurance company and he got the amount and vehicle is in the custody of Insurance company. As the applicant got the amount of the vehicle and therefore in such circumstances the applicant is not entitled for the custody. Hence, I am passing the following order :-

ORDER

The application is rejected.

Dated :- 17.03.2026

(D. M. Gulati)
Jt.Judicial Magistrate First Class,
Yeola, Dist. Nashik.