

MHPA190003232026 	Criminal M. A. No.33/2026
	Rambhau Vs. State

ORDER BELOW EXH.01

Perused application, documents enclosed and say of Ld. A.P.P for the state, Investigating Officer.

2) This is an application filed under Section 503 of Bharatiya Nagarik Suraksha Sanhita and prayed to handover the interim custody of seized vehicle i.e. **Tata Motors Ltd. Company Tipparr (Truck)** bearing No. **MH-31-FC-4546** Chassis bearing No.MAT448856K3H20185 engine No.ISB5.9B4S180K191G63804148 seized by Police Station, Manwat in C.R. No.214/2026.

3) Heard Ld. Advocate for the applicant and Ld. A.P.P for the state. The I.O. has filed his say and stated that inspection of seized vehicle by R.T.O. & penalty by Revenue Authority is yet to be remained and if the said vehicle is returned to applicant then he will commit similar type of offence and he may change its nature or sale to third person. The Ld. A.P.P has filed his say and stated that offence is serious in nature, investigation is in progress & also stated in the line of I.O. and prayed to reject the application.

4) I have given anxious consideration to the submissions of both sides. I have also minutely gone through the documents enclosed. First of all, as far as documents of title are concerned, the applicant has filed xerox copy of FIR, xerox copy of Vehicle Particulars, verified copy of Aadhar card of applicant and xerox copy

of insurance papers to show the ownership of seized vehicle.

5) Thus, in view of aforesaid discussion, coupled with fact that if the vehicle is either kept idle in the police station or in the court, the possibility of damaging, diminishing the value and utility of seized vehicle can not be rule out. No any another person other than applicant to claim seized property. In such circumstances, in view of above discussion and ratio laid down by *Hon'ble Apex Court reported in case of Sundarbhai Vs. State of Gujarat; reported in 2003 (1) SBR 455 S.C.* it would be just and proper to allow the application and handover the custody of seized vehicle to the applicant on imposing the conditions. Hence, I do not find any obstacle to allow the application. Hence, I pass following order.

:: O R D E R ::

1. The application is allowed.
2. The applicant **Rambhau Vitthalrao Dahe** is entitled to receive interim custody of seized vehicle i.e. **Tata Motors Ltd. Company Tippar (Truck)** bearing No. **MH-31-FC-4546** Chassis bearing No.MAT448856K3H20185 engine No.ISB5.9B4S180K191G63804148 seized by Police Station, Manwat in **C.R. No.214/2026**; on executing Supurtnama bond/production of property bond of **₹.20,00,000/- (Rupees Twenty Lacs Only)** considering the aspect of interest and time inquired for the disposal of case.
3. The applicant is directed that he shall produce the said vehicle as and when directed by Trial, Appellate or Revision Court.
4. The Investigating Officer is directed to conduct detailed Panchanama of seized vehicle along with coloured photographs. The Supurtnama duly executed by the applicant, the panchanama, the photographs and other

relevant documents, if any be sent in the court along with Charge-sheet, if not produced and if produced be sent in the case with case number for identification.

5. The applicant shall not dispose off, sell, mortgage, hypothecate or create any third party interest on the said vehicle or change the nature of it including colour of the said vehicle in any manner without prior permission of the court.
6. Bond produce before Investigating Officer.
7. Issue letter accordingly to the Investigating Officer/Police Station, Manwat.

Sd/-

(M. S. Quazi)

Date : 18/06/2026.

I/c. Judicial Magistrate First Class,
Manwat.