



SESSIONS CASE NO. 72/2024
State Vs. Santosh Chopade and Ors.
Order below Exh. 45 (Passed on 15.04.2026)
CNR : MHPU140013162024

By this application, applicant-Reshma Santosh Chopade has sought release of four wheeler Endeavour 2L Titanium+ vehicle, bearing registration No. MH-14-JR-0707, having Chassis No. MAJAXXMRWAMM19934, Engine No. MM19934, on Supurtnama, under Section 451 of The Code of Criminal Procedure.

2) It is contended that above vehicle was seized by Supa Police Station in Crime No. 134/2023, for offences punishable under Sections 302, 307, 452, 363, 342, 504, 506, 143, 147, 148, 149 of the Indian Penal Code and Sections 39 and 45 of The Maharashtra Money-Lending (Regulation) Act. The vehicle is owned by her, which is stated to be necessary for the purpose of her daily work. She is not accused in the offence. It is lying idle in Police Station, due to which, it may get damaged and she will suffer irreparable loss. She is ready to abide by conditions imposed by the Court. Hence, she submitted to release it on conditions.

3) Prosecution filed say contending that the said vehicle in question is used in commission of serious offence. Applicant may alter and change the nature of said vehicle and may use the same again in the offence. Prosecution submitted to reject the application. Ld. Advocate for accused persons filed say and submitted no objection to release the vehicle to the applicant.

4) Heard Ld. Advocate for applicant and learned A.P.P. for State. Perused the record.

5) Applicant claimed to be the owner of the seized vehicle. She submitted that seized vehicle is necessary for her work, and if it is not returned, she may face inconvenience. She has filed affidavit in support of application. She filed copies of R.C.Book and *Aadhaar* card. Perusal of R.C. Book shows that the applicant is the owner of said vehicle.

6) In the offence, it is alleged that accused have used the vehicle of the present applicant in order to approach to the spot of incident. Applicant is not accused in the said matter. Investigation is already over against the accused and charge-sheet is already filed. Looking to the facts alleged by prosecution and subject matter thereof, detention of the vehicle does not appear necessary as a piece of evidence, and it shall be released in favour of applicant keeping in view the guidelines laid down by Hon'ble Apex Court in the case of *Sunderbhai Ambalal Desai [AIR (2003) SC 638]*. Thus, applicant being registered owner only has claimed the custody of vehicle subject of offence, which shall be returned to her on conditions, as no purpose would be served if it is kept idle in the police station, which may be subject to decay and deterioration. Hence, the following order is passed:

ORDER

1. Application is hereby allowed.
2. Endeavour 2L Titanium+ vehicle, bearing registration No. MH-14-JR-0707, having Chassis No. MAJAXXMRWAM M19934, Engine No. MM19934, seized in this crime, be released in favour applicant-Reshma Santosh Chopade, by

obtaining Supurtnama bond of Rs.35,00,000/- from applicant, with undertaking that she shall deposit the amount of Rs. 35,00,000/- as and when called upon by the Court in this regard.

3. Applicant shall undertake to produce the said vehicle before the Court, as and when called for, during trial of the case.
4. Applicant shall not change or alter the nature of the said vehicle as on the date of its release and further she shall not dispose it of to anyone till decision of the case.
5. Supa Police Station, to draw appropriate panchanama before handing over the vehicle to the applicant and shall also take photographs thereof.
6. Supurtnama bond shall be executed before the P.S.O., Supa Police Station, and thereafter, all the documents shall be submitted to the Court in this case.

Date : 15.04.2026

Additional Sessions Judge,
Baramati.

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are same word for word as per original Order.

Name of Stenographer	:	V.B.Lalsangi Stenographer (G-1)
Court Name	:	Additional Sessions Judge, Baramati, Dist. Pune.
Date of Order	:	15.04.2026
Order signed by Presiding Officer	:	15.04.2026
Order uploaded on	:	15.04.2026