

CNR No. MHPU- 2300-0339-2026	State Vs. Usman Alias Bilal Alias Abdul Abbu Harera Shaha and Anr.
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ORDER BELOW APPLICATION DATED 11/02/2026.

1. This is an application filed by **Reshama Shafiullah Khatoon** under Section 503 of the Bharatiya Nagarik Suraksha Sanhita seeking interim custody of the vehicle **Tata Motors Ltd.** company, **TATA ACE BS-III** bearing registration No. **MH-14 CP-1273**, Chassis No. **MAT445056BZB18827**, Engine No. **275IDI06BYYS39167** (hereinafter referred as seized vehicle). The said vehicle is in custody of Mahalunge MIDC Police Station in Cr. No.908/2025. Seized in under section 305, 331(4) r/w. 3(5) of the Bharatiya Nyaya Sanhita, 2023.
2. Applicant has stated that, she is the registered owner of the above said vehicle. The said vehicle requires for her business purpose. She submitted that she is not accused in the present case. She is ready to abide the conditions imposed while granting the application.
3. Ld. APP has strongly objected on the application.
4. The said vehicle is lying at police station idle. Applicant in support of her contentions filed verified copies of Vehicle Registration Certificate, UID card and Insurance copy. Vehicle Registration Certificate and copy of Insurance shows that applicant is the proprietor of associated automobiles which is the registered owner of the said vehicle.
5. Though, Ld. APP took objection to handover said vehicle to applicant, it is not just to keep said vehicle at police station, as the applicant is ready to abide with terms and conditions. Therefore, it would

not be proper to detain the seized vehicle on the ground stated by Ld. APP. The important point is that, in view of ruling of Hon'ble Supreme Court reported in *AIR 2003 SC 638 in Sundarbai Ambala Desai V/s. State of Gujarat*, the release of seized vehicle is desirable and proper. For these reasons, applicant is entitled for the interim custody of seized vehicle subject to terms and conditions. Hence, I pass following order.

ORDER

1. Application is allowed.
2. I.O. is directed to release the **Tata Motors Ltd.** company, **TATA ACE BS-III** bearing registration No. **MH-14 CP-1273**, Chassis No. **MAT445056BZB18827**, Engine No. **275IDI06BYYS39167**, for interim custody in favour of applicant **Reshama Shafiullah Khatoon** , if not required in any other crime, on furnishing Indemnity bond (on the non-Judicial stamp of Rs. 500/- as per Article 35 of Maharashtra Stamp Act) for Rs.6,00,000/- (Rupees Six Lakhs only) on the following conditions.
 - a) Applicant shall not sale, alter, change in the seized vehicle and also produce it before the Court as and when required for trial.
 - b) Applicant shall not use the said vehicle in any other crime.
 - c) Applicant shall pay amount of insurance within two months, if due.
3. The concern I.O. is hereby directed to prepare panchanama of the said vehicle before releasing it in favour of the applicant and take its photographs at the

expense of applicant and countersigned by the applicant.

4. Order be sent to concern police station.
5. Accordingly, issue letter to the In-charge Police Officer.
6. Investigation Officer is directed to file the Supurtnama alongwith C.R. in Court.

Date:- 25/02/2026
Khed- Rajgurunagar

(S. V. Utkar)
Judicial Magistrate First Class
Court No. 3, Khed- Rajgurunagar

<u>CERTIFICATE</u>		
I affirm that the contents of this P.D.F. file Order is same word for the word as per original Order.		
Name of Steno	:-	Shri. B. M. Bhople, Steno (Grade-3)
Court Name	:-	S. V. Utkar, 3 rd Jt. CJJD & JMFC, Khed-Rajgurunagar, Pune
Date of Order	:-	25/02/2026
Signed by P. O. on	:-	25/02/2026
PDF uploaded on	:-	26/02/2026