


ORDER BELOW EXH.1.

MHPU260014902026 	Abhishek Ashok Yewale Vs State of Maharashtra Through Talegaon MIDC Police Station
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1. This is an application for return of property seized by Talegaon MIDC Police Station, Pune. The property i.e. **MARUTI SUZUKI INDIA PVT. LTD(four Wheeler) bearing registration no. MH-14-MQ-8144** is seized under C.R. no. 25/2026 for the offense punishable under sections 3,25 of Arms Act and section 135 of Maharashtra Police Act.

2. Perused the application. It is supported by an affidavit of the applicant. Applicant asserted that said property i.e. **MARUTI SUZUKI INDIA PVT. LTD(four Wheeler) bearing registration no. MH-14-MQ-8144** is seized by the Talegaon MIDC Police Station, Pune. The applicant is owner of the seized vehicle. Applicant was using that vehicle for his daily need. Due to it's seizure, now he is suffering a loss. If said vehicle is kept in police station it will get damaged and it's value will diminish. Therefore, he has prayed for return of it to him on his executing bond.

Description of the property-

I) Vehicle Company- **MARUTI SUZUKI INDIA PVT. LTD** II) Vehicle No.- **MH-14-MQ-8144** III) Vehicle Chassis No.- **MBHZCDESHSC294173**, IV) Vehicle Engine No. - **Z12EP1192187**, V) Vehicle Value – 6,50,000/-

The applicant has filed following documents-

- I. Verified Copy of Registration Certificate.
- II. Verified copy of Aadhar card of applicant.
- III. Verified copy of Insurance Certificate.

3. Ld APP and IO Objected to release the seized property on the ground that, seized property is valuable evidence and applicant is not arrested in the crime.

4. Perused the application and documents on record. Also considered the reply by Ld. APP and Investigating Officer. Perusal of the registration certificate and other documents on record, it seems that applicant is the registered owner of the seized vehicle.

5. So far as to the objections raised by Ld. APP are concerned, applicant is ready to abide the conditions imposed by the court. Merely because applicant is not arrested and he being co accused it will not be proper to keep the vehicle ideal in the police station. So also considering the nature of property seized, it's protection, guarding and safe custody is not reasonably practicable while keeping it in custody of police. It may be degenerated or may lose its worth and value. Use of that vehicle is daily need of the applicant. The applicant is entitled for interim custody of said vehicle. Thus, in the interest of justice he is entitled for the interim possession of the same. Further directions by the **Hon'ble supreme court in the judgment of *Sunderbhai Ambalal Desai v State of Gujrat 2002 supp(3)39*** are very much clear in this regard. Therefore, following order is passed as per section 503 of BNSS.

ORDER

1. The application is allowed.
2. I.O. of Talegaon MIDC Police Station is directed to hand over possession of seized vehicle **MARUTI SUZUKI INDIA PVT. LTD(four Wheeler) bearing registration no. MH-14-MQ-8144** seized under C.R. no.25/2026 to the applicant till conclusion of trial on applicant executing bond of Rs.6,50,000/- for the offense punishable under sections of 3, 25 of Arms Act and section 135 of Maharashtra Police Act.

3. The applicant to undertake that, he shall not sell, transfer, gift or destroy or otherwise alienate the said seized property without prior permission of the Court. The applicant shall maintain and preserve the property in all respect.
4. The applicant shall produce the property in the Court as when directed.
5. It is directed to I.O. that prepare proper panchanama and take photographs of the property from all sides and file the same along with charge sheet.
6. The applicant shall not use said vehicle in the commission of similar offence.

Place : Vadgaon Maval
Dated : 02.04.2026.

(Shri. V.R. Doifode)
4th JMFC, Vadgaon Maval, Pune.

I affirms that the contents of this P.D.F file Judgment are same word for word as per original order.

Name of Steno : M.B. Ingole
Court Name : Shri. V.R. Doifode,
4th J.M.F.C. Vadgaon Maval, Pune.
Date of order : 02.04.2026
Order signed by P.O. on :02.04.2026
Order uploaded on :04.04.2026