

MHPU260037572026

Cri.M.A./426/2026

Kamal Shakib

Vs

State of Maharashtra through  
Talegaon MIDC Police StationCyber Crime Acknowledgment  
No. 31904260088752.**Order below Exh.1.**

1. This is an application for return of property seized by Talegaon MIDC Police Station, Pune. The property i.e. **Cash Amount of Rs. 21,988.29/-** which is hold up from applicant's account **Baroda U. P. Bank, Account no. 618052020294333, IFSC Code BARB0BUPGBX** which is seized under Cyber Crime **Acknowledgment No. 31904260088752.**

2. Perused the application. It is supported by an affidavit of the applicant. Applicant asserted that said property i.e. **Cash Amount of Rs. 21,988.29/-** which is hold up from applicant's account **Baroda U. P. Bank, Account no. 618052020294333, IFSC Code BARB0BUPGBX** which is **seized under Cyber Crime Acknowledgment No. 31904260088752.** which was transferred in the bank account of unknown accused has been hold up by Banks and the same is required to be released by the Talegaon MIDC Police Station, Pune. Due to it's seizure, now he is suffering a loss. If said cash amount, is kept in police station it will get damaged it's value will diminish. Therefore, he has prayed for return of it to him on his executing bond.

**Description of the property-**

**I) Amount:** Rs.21.988.29/- **II) Bank Name :** Baroda U. P. Bank, **III) Account No. :** 618052020294333, **IV) IFSC Code:** BARB0BUPGBX.

**The applicant has filed following documents-**

i. Photo copy of Aadhar Card of applicant, ii. Bank statement, iii. copy of Cyber Crime Incident.

3. Ld. APP has objected to release the cash amount.

4. Perused the application and documents on record. Also considered the reply by Ld. APP. Perusal of the documents on record, it seems that applicant is dishonestly cheated by the unknown accused to the tune of Rs.21,988.29/- which has been hold up by banks, therefore applicant is owner of the hold up amount. Hence the application is liable to be allowed in part. Applicant is ready to abide the conditions imposed by the court. 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. The applicant is entitled for interim custody of said cash amount. 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 deposit **Cash Amount of Rs. 21,988.29/-** which is hold up from applicant's account **Baroda U. P. Bank, Account no. 618052020294333, IFSC Code BARB0BUPGBX** till conclusion of trial on applicant executing suprutnama bond of Rs 22,000/-
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.

**Place : Vadgaon Maval**  
**Dated : 13/07/2026.**

**(Shri. V. R. Doifode)**  
**4<sup>th</sup> Jt. CJJD and JMFC,**  
**Vadgaon Maval, Pune.**