

MHRG170022382023



**IN THE COURT OF ADDITIONAL SESSIONS
JUDGE AT PANVEL, DISTRICT- RAIGAD
SESSION CASE NO.175/2023**

The State of Maharashtra --- Prosecution

Vs.

Monish Ashok Gharat --- Accused

Corum - Santosh C. Shinde

Date - 30th July 2025

Appearance-

Ld. advocate Smt. Pranali S. Thakur for applicant.

Ld. Addl. P P Mr. A. R. Kadam for State of Maharashtra.

Order Below Exh.15

1. Heard.
2. Application is filed by applicant **Jyoti Ashok Gharat** for release of seized vehicle in crime No.126/2023 registered at Nhavasheva Police Station for offences punishable u/s.307, 353, 279, 336, 427, 504, 506, of IPC & u/s.184, 239 r/w 177, 122 r/w 4 & 177 of Motor Vehicle Act.
3. Say of Prosecution & investigation officer was called upon. Say is filed at exh.19 and application is strongly objected.

4. As per applicant, TATA Make LPK-2518TC Tipper bearing registration No.MH-46-F-3132 having Engine No. B591803121A63221554 & Chassis No.MAT448085C3A01499 which is seized in present crime is registered in her name and police have seized said vehicle as same was used by her son in commission of offence.
5. Applicant has produced photocopy of certificate of registration, insurance, permit & her Aadhar card which shows that vehicle is registered in the name of applicant. Copy of insurance which shows that insurance of vehicle is expired in the year 2016. Permit is expired in the year 2017. Applicant has filed her affidavit in support of application.
6. Applicant is mother of accused and she has claimed the seized vehicle. Vehicle is lying in the police station without its use. If seized vehicle is not used then it will be rendered useless which may cause loss to applicant. There is no need to keep said vehicle lying in the police station and it would be proper to handover it to applicant on certain terms & conditions. For these reasons, I pass following order.

ORDER

1. Application is allowed.
2. TATA Make LPK-2518TC Tipper bearing registration No. MH-46-F-3132 having Engine No. B591803121A63221554 & Chassis No. MAT448085C3A01499 seized in crime No. 126/2023 registered at Nhavasheva Police Station be returned to applicant Jyoti Ashok Gharat after

its insurance & goods carrier permit is obtained by applicant.

3. Before handing over vehicle to applicant, Panchanama along with its photographs be prepared and same be produced in this Court.
4. Applicant is directed to furnish indemnity bond of Rs.5,00,000/- (Rupees Five Lakhs).
5. Applicant shall produce said vehicle before the Court as & when required or directed by this Court.
6. Applicant shall not change body, colour or shape of vehicle. She shall not sale the said vehicle without permission of this Court.
7. Applicant shall produce copy of insurance & goods carrier permit on record.

(Application is disposed of accordingly)

Panvel
Date- 30/07/2025

(S. C. Shinde)
Addl. Sessions Judge,
Panvel, Dist.- Raigad.