

ORDER BELOW EXH.63

(Passed on 30.01.2026)

1] This is an application under section 503 of BNSS for return of Scorpio S2 2WD No.MH12-PN-4167 seized in Crime No.1156/2023 by Police Station, Arvi.

2] Perused application and reply filed by the APP and Investigating Officer.

3] Heard, learned Advocate for applicant as well as learned A.P.P. Perused the record as per vehicle particulars issued by Government of Maharashtra.

4] The accused/applicant is praying for return of property as under :

Description of Property

Scorpio S2 2WD No.MH12-PN-4167

Chassis No. : MA1TA2TDKH2H28429

Engine No. : EDH4H88526

Being owner of the said property, it is submitted by applicant that the investigation is already completed. She is not accused in the case. She is ready to produce the property as and when required.

5] The prosecution has opposed the application on the ground that, said property is recovered during the course of investigation and therefore, it should not be returned. If the said vehicle is released on supratnama, she may alienate the said vehicle.

6] I have gone through the record. As per the Vehicle Particulars, applicant is the owner of the said vehicle. Investigation is already completed. It is only submitted by the prosecution/Investigation Officer that, the said vehicle is used in commission of crime. However, it must be noted that, except such casual submission, the Investigation Officer/prosecution did not submit anything as to whether such vehicle is required during the course of trial for the purpose of identity or other one. So, considering this aspect, if the said vehicle is kept at Police Station, it will affect it's utility. Hence, interim custody of the vehicle can be given to the applicant on executing Supurtnama of Rs.10,00,000/-. Hence, I am of the opinion that the property can be returned to the applicant/accused on necessary conditions. Hence, I proceed to pass the following order :

ORDER

- 1] The application below Exh.63 is hereby allowed.
- 2] The concerned Police Station is hereby directed to return the Scorpio S2 2WD No.MH12-PN-4167, to the applicant namely Jayashri Raju Kumbhare after obtaining photographs and recording the detailed panchanama of the said vehicle.
- 3] The vehicle be returned to the applicant on following conditions :
 - i] The applicant shall execute the supurtnama/indemnity bond of Rs.10,00,000/- (Rs. Ten Lakhs only).
 - ii] The applicant shall not sale, transfer or dispose off the said vehicle, till the conclusion of trial.
 - iii] The applicant shall not change the nature of the said vehicle.

iv] The applicant shall produce the said vehicle before the Investigation Officer or this Court as and when required for trial.

Place : Wardha.
Date : 30.01.2026.

(**S.G.Adake**)
Addl. Sessions Judge-3 &
Spl. Judge (POCSO Act), Wardha

CERTIFICATE

I affirm that the contents of this P.D.F. File of order are word to word, as per original order.

(Vidyadhar B. Bokde)
Stenographer (Gr.-I)