



:: 1 :: **Other Misc. Cri. App. No. 1419/2026**
Shoeb Khan Yusuf Khan
Vs
St. of Mah. Thr. P.S.Sawangi Meghe
[CNR : MHWR030056062026]

ORDER BELOW EXH.1

This application is filed by applicant Shoeb Khan Yusuf Khan under section 503 of B.N.S for releasing TATA Motors Ltd, TATA Signa 5530SBSVI4X2 Titanium White (Engine No. 42K64419792 & Chasis No. MAT828048RAN17114) Tipper vehicle bearing registration No. MH-27-DT2060, seized in Crime No. 554/2026 offence punishable u/s 303(2), 3(5) of BNS and section 48(8) of Maharashtra Land Revenue Code, by Police Station, Sawangi Meghe. The applicant vide his application has stated that, the vehicle is used for his day to day business. It is seized and lying in the premises of the police station. The Investigation of the crime is completed therefore, there is no need of said vehicle for the purpose of the investigation. Moreover, the vehicle is necessary for the livelihood of the applicant and his family. keeping the vehicle idle with police station would deteriorate the condition of the vehicle.

2] The say of Investigation Officer and the Revenue Officer was called. The Investigation Officer has submitted his say and raised strong objection for releasing the vehicle in favour of the applicant. However, the Revenue Officer has not conveyed his say to this Court till date. Sufficient time is granted, therefore, the application is taken up for decision.

3] The Investigating Officer vide his say has admitted the seizure of the vehicle. He submitted the accused will again use said vehicle for commission of same crime. Perused application and heard both sides. The Ld. A.P.P also raised objection to release the vehicle however, it is prayed that, the Revenue Officer's say should be taken into consideration before, deciding this application.

4] The say of the Investigating Officer does not disclose that, the seizure of the property in the crime is not reported to the collector vide Sec. 48(2) of the Maharashtra Land Revenue Code. The property is admittedly

seized on 06/07/2026. The Revenue Officer despite calling his say has not conveyed this Court regarding the confiscation and any proceeding pending before him. I have gone through the papers of the applicant. The registration certificate of the vehicle shows the applicant is the owner of the same. The Revenue Authority has not conveyed anything about the confiscation proceeding. Therefore, keeping vehicle idle in Police Station would defeat the very purpose of said vehicle. Hence, it would be appropriate to release the vehicle in favour of the applicant with conditions as under ;

ORDER

1. Application is allowed.
2. Seized TATA Motors Ltd, TATA Signa 5530SBSVI4X2 Titanium White (Engine No. 42K64419792 & Chasis No. MAT828048RAN17114) Tipper vehicle bearing registration No. MH-27-DT2060, seized in Crime No. 554/2026 by Police Station, Sawangi Meghe., be handed over to the applicant on executing Indemnity Bond of Rs.11,00,000/-(Eleven lakh Only) before the I.O. with following conditions:
 - a. The applicant shall not alienate or transfer or sell it to anybody till further order.
 - b. Applicant shall keep the vehicle in proper condition and shall not dispose it in any manner without permission of Court.
 - c. Applicant to produce above vehicle as and when directed by the Court.
3. The Investigating Officer is hereby directed to take photographs of the above said vehicle and draw detail panchnama while handing the custody of the property to the applicant.
4. The I.O shall file all these papers with charge-sheet.
5. The I.O shall act on sealed copy of this Order. Humdast Granted.

Date: 03/08/2026
Wardha.

(Shri. V. K. Puri)
Judicial Magistrate, First Class,
[Court No.3] Wardha.