

MHWR06-001594-2026



ORDER BELOW EXH. 1

(Passed on 25th August, 2026)

1] This is an application filed by applicant Santosh Dnyaneshwarrao Bhajbuje, R/o Netaji Ward, Hinganghat, Tah. Hinganghat, Dist. Wardha to release the vehicle i.e. **TATA ACE GOLD BS-IV Vehicle bearing registration No. MH-33-T-2064 having Chasis No. MAT445075KVK60647 and Engine No. 2751DI07KPYSE2417** on supratnama.

2] It is the case of applicant that, he is the permanent resident of R/o Netaji Ward, Hinganghat, Tah. Hinganghat, Dist. Wardha Police Station, Hinganghat had seized above said vehicle in Crime No. 936/2026, for the offence punishable u/s 65(A), 65(E), 77(A) of Maharashtra Prohibition Act. Applicant is the owner of **TATA ACE GOLD BS-IV Vehicle bearing registration No. MH-33-T-2064 having Chasis No. MAT445075KVK60647 and Engine No. 2751DI07KPYSE2417**. Therefore, the applicant prayed for releasing the above said vehicle on supratnama.

3] Say of investigation officer and prosecution have been called. Investigation officer filed his say and opposed to release of said vehicle. He submitted that the applicant may changed the colour or nature of vehicle and sale it to other, he may commit similar type of offences again. The Ld. APP submitted his say and

opposed to release of said vehicle. He submitted that the said vehicle was seized by the police from the possession of the accused/applicant, when he was used the said vehicle for the illegal transportation of liquor within strictly prohibited area. Therefore, if this vehicle is released on supratnama then he will like to use the said vehicle for commission of the similar offence. Hence, prayed to reject reject the application.

4] Heard the learned advocate for the applicant and learned A.P.P. The applicant filed verified copies on record adhar card and certificate of registration. From the documents on record it appears that, applicant is the owner of seized four wheeler.

5] The seized vehicle has been in the custody of Police Station Hinganghat. There is a possibility of damage or loss to the seized vehicle, if it is kept standing in the open premises without any use. From the documents, it transpires that applicant is a lawful owner of the seized vehicle. Applicant is ready to abide the conditions imposed by the Court. No other person appeared before the Court to claim the seized vehicle. The Hon'ble Apex Court in the case of *Sunderbhai Ambalal Desai v/s State of Gujrat (2002)10 SCC 283* held that, it is of no use to keep seized vehicle at the police station for a long period. Therefore, it will be lawful to deliver the possession of said seized vehicle to the applicant by imposing certain conditions. Therefore, I pass the following order.

...O R D E R...

1. The application is allowed.
2. The Police Station Hinganghat directed to hand over the custody of seized **TATA ACE GOLD BS-IV Vehicle**

bearing registration No. MH-33-T-2064 having Chasis No. MAT445075KVK60647 and Engine No. 2751DI07KPYSE2417 in Crime No. 936/2026 is return to the applicant **Santosh Dnyaneshwarrao Bhajbuje**, R/o Netaji Ward, Hinganghat, Tah. Hinganghat, Dist. Wardha on his executing supratnama bond of Rs. 4,00,000/ (Rs. Four Lakh only) in the Court on the following conditions.

- a) The applicant shall produce seized **TATA ACE GOLD BS-IV Vehicle bearing registration No. MH-33-T-2064 having Chasis No. MAT445075KVK60647 and Engine No. 2751DI07KPYSE2417** as and when directed by the Court.
- b) The applicant to undertake that he will not sale, transfer or change the nature of seized vehicle during the custody. He is further directed to maintain and preserve seized vehicle in all respect.
- c) The applicant shall not use seized vehicle for any illegal purpose.
- d) The concerned officer is directed to take photographs of seized vehicle and to prepare detailed panchnama while handing over the seized vehicle to the applicant and obtain his signature on the panchnama as well as on photographs.
- e) The concerned officer is also directed to obtain valid insurance of the seized vehicle from the applicant while handing over the seized vehicle to the applicant.
- f) Police Station Hinganghat is directed to obtain the photograph of vehicle at the costs of applicant and file the photographs as well as panchnama alongwith charge-sheet.

Date:-25/08/2026.
Place : Hinganghat.

(A. B. Ingole)
I/C Jt. Civil Judge (J.D.)
Hinganghat.

CERTIFICATE

I affirm that the contents of this PDF file order are same word to word, as per the original order.

Name of the stenographer :- Ku.M. G. Mehare
Grade III