

MHYA190000062026 	O.M.C.A. No.2/2026 Rajendra Vs. P.S. Ralegaon
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ORDER BELOW EXH.- 01

(Date: 29-04-2026)

This is an application filed by applicant namely, **Rajendra Ashok Giri** under section 503 of Bhartiya Nagrik Suraksha Sanhita seeking interim custody and for releasing his Trolley Registration No. **MH 29 C 6774 Chassis No. RT/0056/00 Engin No. Nill** was seized by Ralegaon Police Station in Crime No. 506/2025. The above said vehicle belongs to applicant. The learned counsel for applicant submitted that the above said vehicle was seized in connection with Crime No. 506/2025. Thus, applicant claims said vehicle on supurdnama. The applicant further submitted that, he is possessor of the seized vehicle. The applicant further submitted that he is owner of seized vehicle bearing no. **MH 29 C 6774** which registered by RTO office yavatmal The applicant further submitted that, The seized vehicle is necessary to the applicant for his livelihood. If seized vehicle is not released then there is possibility to damage its color, spare parts, wheels etc it would cause economical damage of the applicant. The applicant is ready to abide all conditions imposed by this Hon'ble Court. The applicant will not change color and nature of seized vehicle. The applicant did not transfer, sell seized vehicle. Therefore he prayed to allow his application.

2. Investigation officer and learned App for state has filed their say to this application on record. Perused the say of Investigation Officer, he submitted that, the seized vehicle is not on the name of applicant. Applicant did not file any document in respect of ownership of applicant. Therefore he prayed to reject this application. The learned APP for state has filed his say to this application and took objection in respect of contents, title and prayer

in this application. He further submitted that, the applicant has not filed any document which shows that the applicant is owner of the seized vehicle. Applicant also did not file insurance copy of seized property therefore ownership of applicant is in question. Seized property is already seized by revenue office and police authority out of legal jurisdiction resealed the alleged property. Therefore there is question about jurisdiction of this court. Chargesheet is filed as RCC 8/2026. The amount imposed by revenue authority yet to be recovered. If seized vehicle is released then there is a possibility to sale, mortgage, change its nature and it very hard to secure the presence of seized property. Therefore he prayed to reject this application.

4. Perused record, documents filed by applicant, heard learned advocate for the accused and learned APP for state, it seems that in application applicant stated that he is possessor and owner of the seized property. Perused document filed by applicant especially certificate of registration of seized vehicle it seems that name of registered owner is Pandharinath Govindrao Durge and back side of certificate of registration it seems the name Sandip Ajabrao Bramhanwade. The applicant did not make party to registered owner is Pandharinath Govindrao Durge or Sandip Ajabrao Bramhanwade. The applicant in his application did not say how ownership of seized property is transferred to him by registered owner is Pandharinath Govindrao Durge or Sandip Ajabrao Bramhanwade. Therefore applicant failed to establish that he is registered owner or lawful possessor of the seized property. Hence this application is deserves to be rejected. Hence I Pass following order.

ORDER

- i. Application bearing no OMCA 2/2026 is hereby rejected.
- ii. The application is disposed off accordingly.

Date : 29-04-2026
Place: Ralegaon

[Ramchandra Dattatray Mane]
Judicial Magistrate First Class,
Court No.2, Ralegaon.