

MHRG100000222026 	Received on	:	06/01/2026		
	Registered on	:	06/01/2026		
	Decided on	:	29/07/2026		
	Duration	:	Year	Month	Days
			00	06	23

Mahad M. I. D. C. Police Station

Order below Exh. 01 in Cri.M.A. No. 10/2026

1. The present application is filed by accused/the applicant Shri. Hanumant Namdev Pawar under section 498 of the B. N. S. S. for return of muddemal ingot (*Lagad*). It is contended in the application that, the police during investigation has seized ingot of 22 Carat weight about 50 gram 70 mili in C. R. No. 48/2014 of Mahad M. I. D. C. Police Station. Charge-sheet was filed and case was registered as R. C. C. No. 50/2015. R. C. C. No. 50/2015 is disposed of by judgment on 10/12/2025 and the accused was acquitted. Therefore, the accused has filed present application to get back the above mentioned ingot.
2. The applicant/accused has filed on record copy of remand report, statement of witness, photocopy of judgment dated 10/12/2025, photocopy of Cri. M. A. No. 291/2014. Present application is supported by an affidavit at Exh. 5.
3. A. P. P. filed his say at Exh. 7 and submitted that, the above mentioned muddemal is seized by police in C. R. No. 48/2014. The charges were leveled against this applicant/accused were for offences punishable under section 452, 394, 506 r/w 34 of the I. P. C. Then the warrant case was registered against this accused. The Court has passed final disposal order of the case and in that order

regarding above mentioned muddemal to the State Government. In the present application applicant/accused has not filed any document as a proof to show his ownership over the above mentioned muddemal property. Therefore, Ld. A. P. P. prayed for rejection of application.

4. Perused application along with available record. Heard Ld. Advocate for the applicant/accused. R. C. C. No. 50/2015 is decided on 10/12/2025. In the final order, order regarding above mentioned muddemal property is directed that the property shall be at the disposal of the State Government. The case being old was tried under the provisions of the Code of Criminal Procedure and offences punishable under Indian Penal Code. The final disposal order of property was passed under Section 452 of the the Code of Criminal Procedure (Section 498 of the B. N. S. S.). Perusal also reveals that, before trial Cri. M. A. No. 291/2014 was filed before Court for return of above mentioned property (ingot/*lagad*). Cri. M. A. No. 291/2014 was rejected by the Court on 13/08/2015. Therefore, in the light of Section 458(2) of the Code of Criminal Procedure (Section 504 of the B. N. S. S.) present application is not maintainable and not tenable before this Court. Hence, I proceed to pass order as follows :

ORDER

1. The application is rejected.
2. The application is disposed of accordingly.

Date : 29/07/2026

(P. S. Mali)
Judicial Magistrate First Class,
Mahad, Dist. Raigad.