



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

927 CONT. PETITION NO. 58 OF 2025
IN WP/1017/2024

Suraj Dattatray Sonawane
VERSUS
Shital Rajput

Mr.A.M.Pawar, Advocate for petitioner
Mr.S.S.Dande, AGP for respondent

CORAM : AJIT B. KADETHANKAR, J.
DATE : SEPTEMBER 30, 2025

ORDER :-

Heard.

2 The petitioner had filed Writ Petition No.1017 of 2024, challenging the order dated 10.02.2022, passed by respondent no.2, thereby imposing penalty. The petitioner had also sought release of vehicle that was seized by respondent no.2.

3. Mr.Pawar, learned counsel for the petitioner, submits that vide order dated 18.07.2024, passed by this Court in Writ Petition No.1017 of 2024 at clause 5, ad-interim relief was granted in terms of prayer clause (C), on the condition that the petitioner furnishes appropriate undertaking along with surety for the amount of penalty. Mr.Pawar would submit that as per prayer clause (C), the vehicle in question was sought to be released from the respondent/authority. He

would submit that pursuant to the order passed by this court, he has submitted his own surety to respondent no.2. However, the vehicle was not released and even, as on today.

4. Mr.Dande, learned AGP, submits that the vehicle could not be released for the reason that the petitioner had submitted his own surety, which is not permissible. He submits that the petitioner ought to have furnished solvent security. Mr.Dande submits that there is no willful disobedience on the part of any authority.

5. Mr.Pawar, learned counsel for the petitioner, in all fairness, submits that upon learning that the petitioner had submitted erroneous surety, the petitioner thereafter, had submitted fresh security/surety of one Vishal Dattatraya Sonawane.

6. Mr.Dande, learned AGP states that upon verifying the fresh security/surety, if any, furnished by the petitioner, as submitted before this court, the authority concerned shall release the vehicle of the petitioner, within two weeks from the date of receipt of a copy of this order. In view of the statement made by Mr.Dande, learned AGP, the Contempt Petition stands disposed of.

[AJIT B. KADETHANKAR, J.]

KBP