

**IN THE COURT OF DISTRICT JUDGE-1 & ADDITIONAL
SESSIONS JUDGE, PANVEL-RAIGAD**
ORDER BELOW EXHIBIT 1 IN BAIL APPLN. NO.890/2021
CNR NO.MHRG170016602021
(Dated 27/10/2021)

In anticipation of arrest the **applicant No.1 Puransingh Jaykisan Rebari and No.2 Ashok Puransingh Rebari** have preferred application u/s. 438 of Cr.P.C. for grant of necessary relief in C.R.No.292/2021 registered with Panvel Taluka Police Station, u/s. 406 r.w.34 of the IPC.

2. It is to be noted that though initially no interim was granted to the applicant, at the request of Ld.Advocate of the applicant notices were issued to the concerned police station and APP.

3. Heard Ld.Adv.Shri Prablin Singh Abral for the applicants who submitted that, the applicants are businessmen having their transport company as M/s.Rebari Tempo Service at Pune, are anticipating their arrest on the complaint lodged by Amit Agarwal with allegations that the applicants have dishonestly misappropriated the property i.e. around 20 trailers which were given to the applicants on rental basis for their day to day business and thereby committed criminal breach of trust.

4. Ld.Adv.submitted that, the applicants have been falsely implicated by the complainant with dishonest intention of the complainant himself as the complaint's company is refusing to complete the transaction of sale of the said 20 trailers for the amount of Rs.1,20,00,000/- out of which the applicants have

already paid them Rs.92,00,000/-. Ld.Adv. submitted that, as the complainant's company was in financial trouble, through the common acquaintance the dealing of sale of 20 trailers was agreed between the parties against which from time to time the applicants have paid Rs.92,00,000/- to the complainant's company and accordingly the custody and possession of the said trailers were given to the applicants. Ld. Adv.also submitted the signed blank document i.e. form of no objection certificate necessary for transfer of vehicle in RTO office and further submitted that, despite giving such authority, the complainant's company did not come forward to complete their compliance part for the transfer of such vehicles. Ld.Adv. submitted that after accepting Rs.92,00,000/- the complainant's company without completing their part of transaction, started making false allegations against the applicants and pressurise them for getting back the vehicles.

5. Ld.Adv.submitted that, the matter between the parties is of civil in nature and the complainant is taking the help of police in order to pressurise the applicants to get back vehicles of which the possession was given by the complainant only for completing RTO formalities. Ld.Adv.submitted that, nothing is to be recovered from the applicants to as to cause their custodial interrogation. Ld.Adv. submitted that, applicants are permanent resident at the given address and they are ready to co-operate with police station and his physical custody is not required. Ld.Adv.prayed for necessary relief u/sec.438 of Cr.P.C.

6. Ld.APP Shri Bhopi assisted by Adv.Shailesh Kandhariya and Ms.Asmita Bhoir who were allowed to make submissions on behalf of intervenor complainant filed his application vide Exh.5 to oppose the bail, have resisted the application and submitted that, at no time there were any transaction of sale of 20 trailers in dispute between the applicants and complainant's company and in fact the said trailers were given on rent to the proprietary firm of present applicants. By submitting the bunch of documents, the intervenor advocate submitted that, from time to time the vouchers of the bills against availing services of particular trailers have been issued to the applicants, which amount they have paid from time to time amounting to Rs.92,00,000/-. The intervenor advocate further submitted that, in fact the trailers in dispute have been hypothecated to the ICICI Bank against which the vehicle loan is in existence and there is no question of sale of the same to the applicants. Ld.APP.also submitted that, R.C.Books of concerned vehicles clearly shows that, the vehicles are in the name of the company of the complainant and the same are hypothecated to ICICI Bank. Ld.Adv for the intervenor submitted that, the trailers are necessary for physical verification of the ICICI Bank as a part of hypothecation, however, despite request the applicants are refusing to give the custody of the same and claiming that the amount of Rs92,00,000/- have been paid by them against sale transaction.

7. Ld.APP.submitted that, the custody of the applicants is required for recovery of said property and further apprehended that applicants may dispose of said property. Ld.APP.submitted that, application be rejected

8. Upon hearing Ld.Advocates and on perusal of documents filed alongwith application, as well as the report filed by the investigation officer, case papers and the documents filed by the intervenor complainant and in the background submissions of the Ld.APP it appears that, the vehicles in dispute are admittedly hypothecated with ICICI Bank from where the complainant's company have raised loan as such there appears substance in the submissions of the intervenor advocate that, there is no question of sale of vehicles when the loan is outstanding. The documents filed by intervenor advocate as well as collected by investigation agency shows that the vehicles are admittedly given on certain rent transaction as there appears the vouchers issued from time to time for availing the services of trailers through the firm of present applicants.

9. During the course of arguments upon a query by this court Ld.Adv. for the applicants fairly submitted that, there does not exist any written agreement showing that there was any intentions of sale of the vehicles in dispute. The vouchers on record clearly indicate that, the said vehicles are in use by the firm of the present applicants which shows that they are in possession of the same.

10. There exists official communication from ICICI Bank to the complainant's company that physical verification of said vehicle is necessary. Considering this aspect there appears substance in the submissions of intervenor advocates that the applicants are withholding the custody of vehicles under the garb of alleged sale transaction for which there does not appear any substantial proof. On the other hand there exist vouchers issued from time to time amounting to Rs.92,00,000/- showing that, such amount is against the services of trailers taken by the applicants' firm.

11. Considering the stage of investigation as it has been mentioned in the report that applicants are not producing the said vehicles, there exist the aspect of recovery of the same for which the investigation agency will require the custody of the applicants. Considering the allegations and stage of investigation, no protection can be granted to the applicant u/sec.438 of Cr.P.C. Case papers returned. Hence order.

ORDER

1. Application Exhibit-1 stands rejected.
2. Application is accordingly disposed of.

(Directly dictated in open court on the office computer.)

Panvel
Dated :-27/10/2021

(R. G. Asmar)
Addl. Sessions Judge-1,
Panvel-Raigad

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

Name of the Stenographer	S. J.Sheth
Name of Court	Addl. Sessions Judge, Panvel-Alibag
Date of Dictation	27/10/2021
Order signed by the P.O. on	27/10/2021
Order uploaded on	29/10/2021

✓
58

DD-1 copy

CNR = MHRG170016602021

Adv Prabhin Singh Abrol
mobile-9326980848
dist code II-23104
Bombay High Court.

अनु. क्र. १०६२/२३
दा.ता. १४/१०/२०२१
अधीक्षक
न्याय शाखा
जिल्हा न्यायालय
पनवेल-रायगड



मुख्याधीक्षक
१९
२०/१०/२१

तपासून नोंदवहामध्ये नोंदविण्याचा ठराव केला.

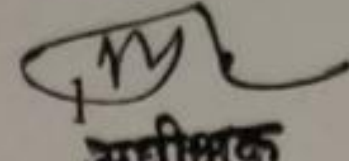
दि १४/१०/२१
अधीक्षक
जिल्हा न्यायालय
पनवेल-रायगड

मुख्याधीक्षक
२०/१०/२१
१४/१०/२१

0
Issue notice to APP
& I.O. dt. 25/10/2021

१४/१०/२०२१

दा. ता. १४/११/२०२१



अधीक्षक

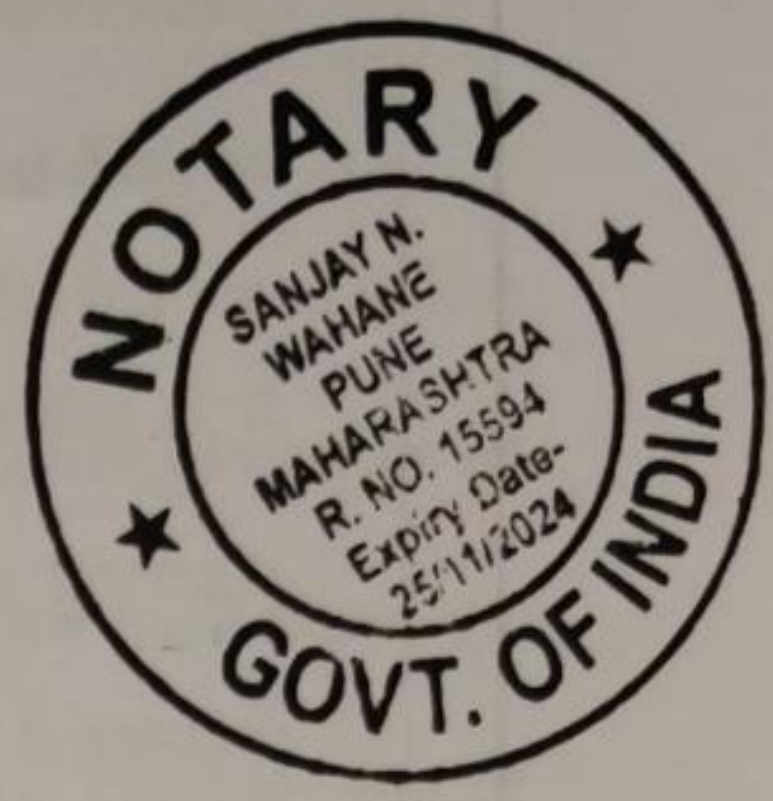
न्याय शाखा

IN THE COURT OF SESSIONS PANVEL, RAIGAD

पनवेल-रायगड

ANTICIPATORY BAIL APPLICATION NO. 2021

- 1) Puransingh Jaykisan Rebari)
Age 56 Years, Occ: Business)
Residing at Plot No.38, SR No.131,)
Ashok Nagar, Shiavajinagar Road,)
Meenatai Thakare Garden, Satpur, Nashik)
Maharashtra - 422012)
2. Ashok Puransingh Rebari)
Age 30 years, Occ: Business)
Residing at Guut No.268, Alandi Fata,)
Chakan. Taluka - Khed, Pune,)
Maharashtra - 410501.).....Applicants



Versus

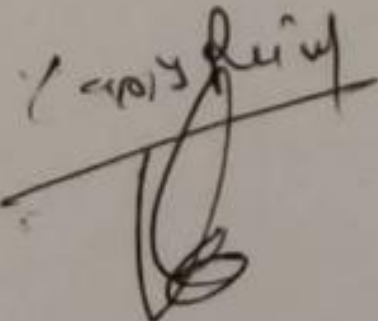
The State of Maharashtra)
(At the instance of Panvel Taluka Police Station)
Vide C.R. No. 292 of 2021.)Respondent

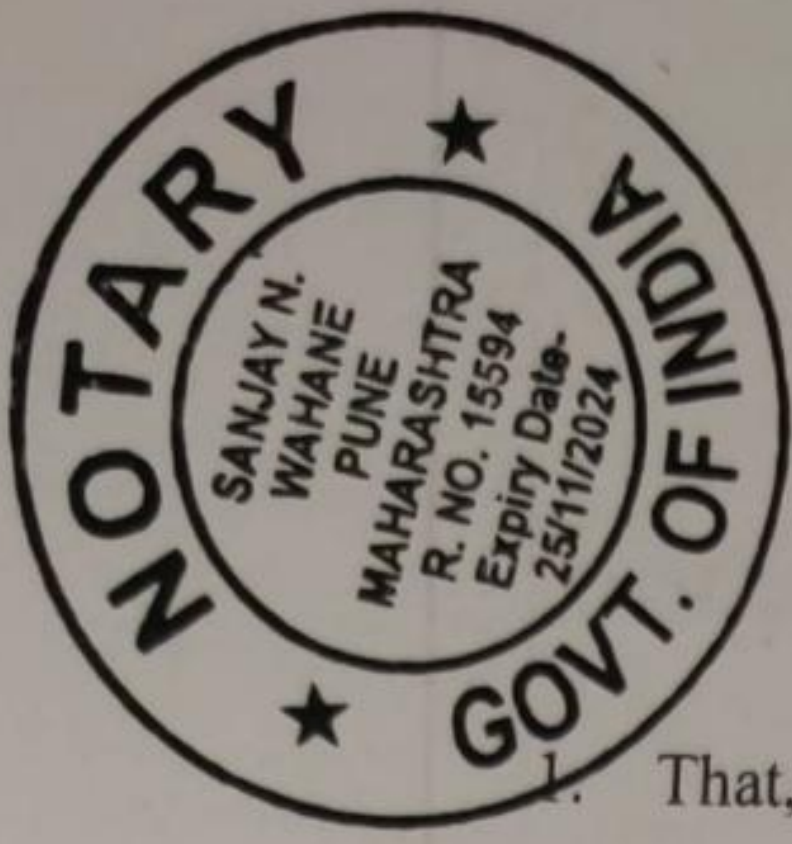


ANTICIPATORY BAIL APPLICATION
U/S. 438 OF CR. P.C.

MAY IT PLEASE YOUR HONOUR

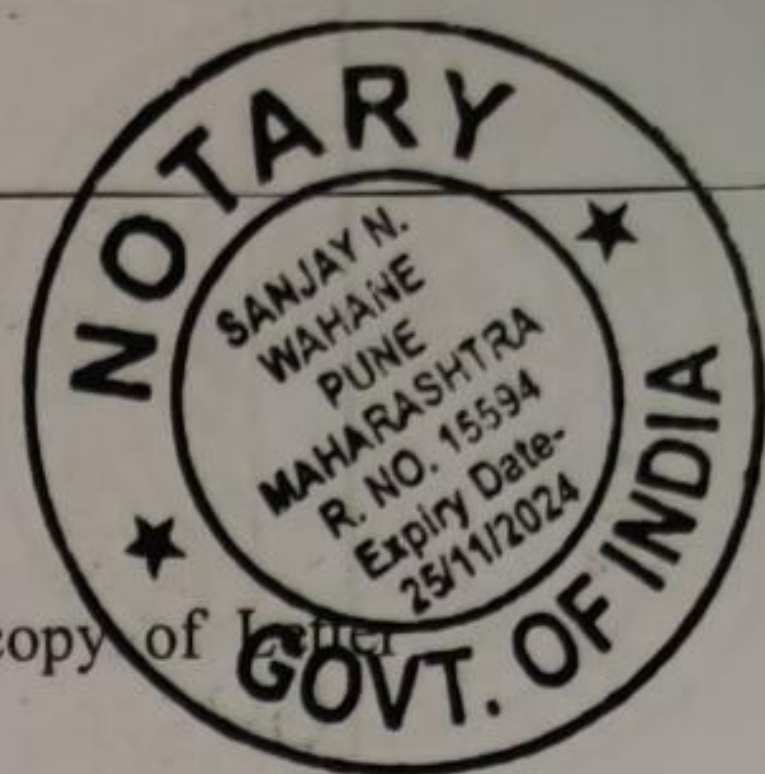
On behalf of the Applicant above named, it is most
respectfully submitted as under: -


20-11-21



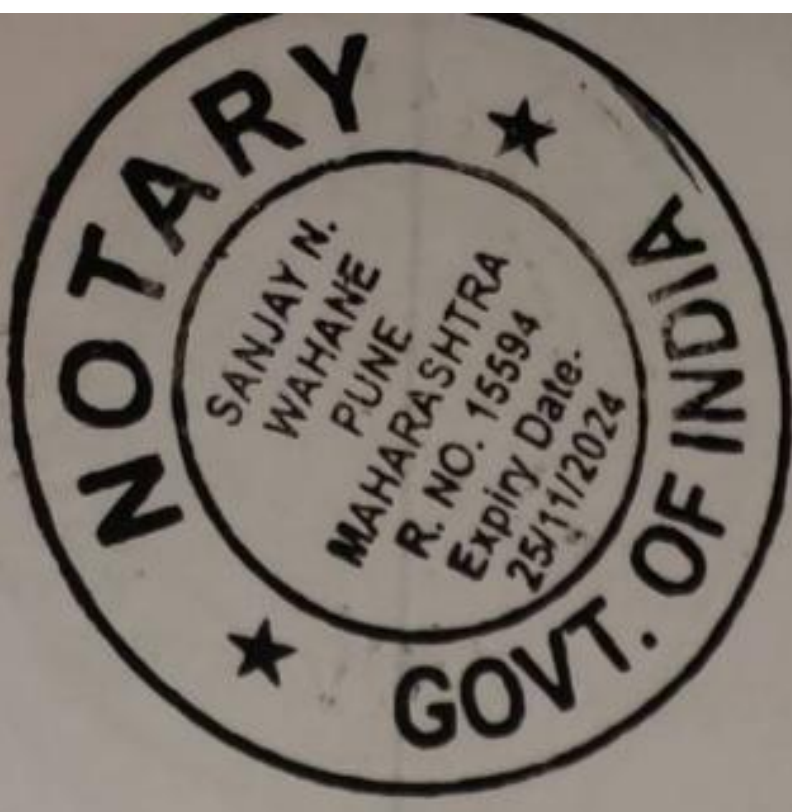
1. That, the applicant above named is residing at the address mentioned in caused title. The applicant is a businessman and as such he earns his livelihood.
2. It is submitted that on the complaint of complainant Kamal Agarwal and Amit Agarwal, the officers of respondent have registered FIR U/s. 406, 420 r/w. 34 of IPC. The matter is assigned for investigation to API Mr. Avinash Palade.
3. It is the allegation of the complainant that he has sold 19 heavy vehicles to the Applicants for total Rs. 1 Crore 20 Lakhs. The Applicants have taken possession of the vehicles but the applicants are not making his payment and are thereby cheating and making breach of trust.
4. It is submitted that after registration of the FIR the police took the applicants in custody from their respective residents i.e. from Pune and Nashik and brought to Panvel Police station. On enquiry with them, it has been revealed that the Applicants have paid Rs. 92 Lakhs to the complainant and are ready to pay the balance sum however they told the complainant to give the NOC for transfer of those purchased vehicles and thereafter they will pay the remaining balance payment; but the complainant, without completing the procedure of transaction, wants money which the applicants refused. Hereto





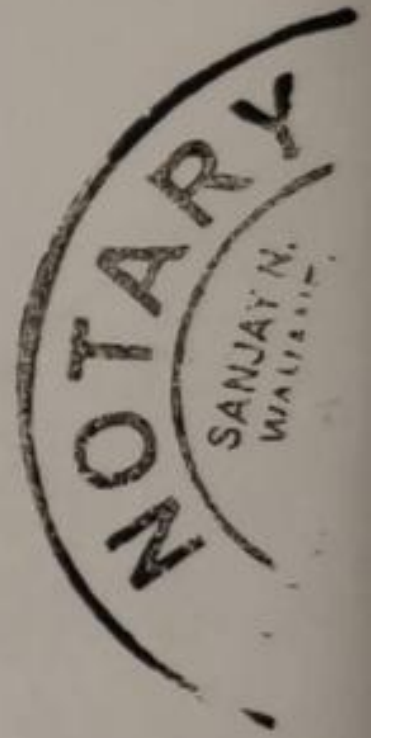
annexed and marked as Exhibit-"A" is the copy of Letter
Head of the Applicant's company containing the statement of
payment made to the complainant.

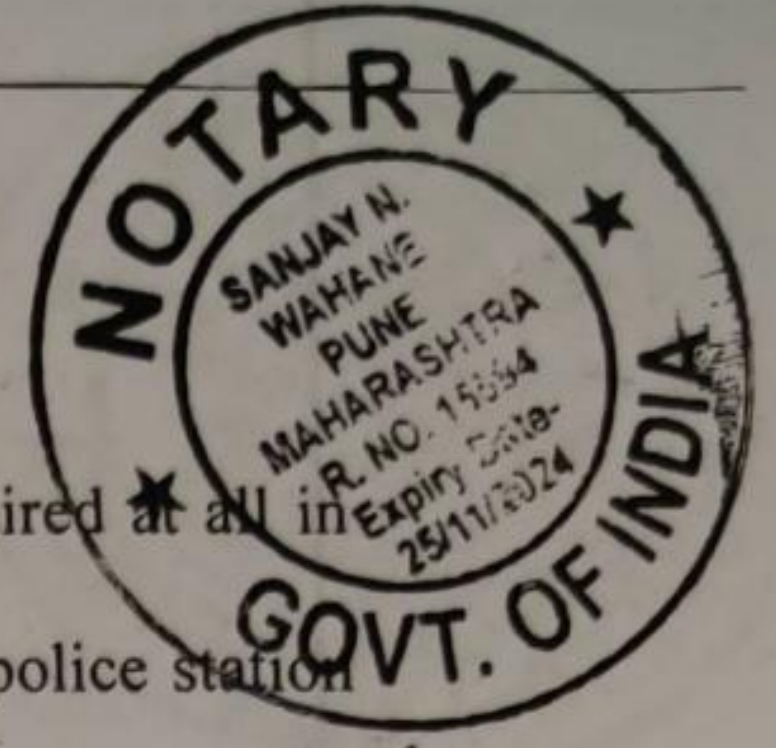
5. It is submitted that after explaining fact of the matter to police and showing the abovestated payment, the police have now let the applicant to go home. However the police have taken the original Vehicle Transfer Forms in to their custody due to which the applicants will face problems in transferring the vehicle into their name. The police, in order to make favour the complainant, have taken those forms by putting pressure upon the applicants. Hereto annexed and marked as Exhibit - "B" Colly are the Xerox copies of Vehicle Transfer Forms.
6. It is submitted that the applicant has filed a bogus complaint against applicants. The FIR has been registered by the police against them. The police are favouring the complainant best reason known to them. Therefore the possibility of applicant's arrest cannot be ruled out.
7. It is submitted that the charges level against the applicants are cognizable and no-bailable and they have apprehension that they can be arrested in false case hence they are approaching this Hon'ble Court for anticipatory bail on following grounds without prejudice to each other viz;



GROUNDS

- A] That the Applicant has not omitted any offence as alleged by the complainant in FIR.
- B] That the transaction between the complainant and applicant is crystal clear and is admitted by both the parties.
- C] That the police have made detail enquiry with the applicant regarding the transaction and on satisfaction, they have allowed the applicants to go to home instead of detaining them in custody.
- D] That the complainant is not complying the terms and conditions of the transaction. He is not giving NOC to applicant so that the vehicles can be transferred. If he is giving the NOC then the applicants are ready to pay his balance amount.
- E] That there is nothing criminality in the entire transaction. Therefore the FIR can not be registered against the Applicants.
- F] That the transaction is not moving further due to adamant behavior of complainant. The complainant wants to take advantage of his mistake.





G] That the custody of the applicants is not required at all in the present case. They had been brought to police station and have been released by police. In future also they also attend the police station as and when they will be called and cooperate in the investigation.

H] That the applicants are reputed businessman and have respect in the society. They are having their permanent resident at the address given in cause title. Hereto annexed and marked as Exhibit-"C" are the copies of their Adhar Cards showing their permanent residential address.

I] That the, the applicant will abide by all the terms and condition put by this Hon'ble court, at the time of consideration of present Anticipatory bail application.

8. No any other Anticipatory bail application is filed or pending before any other court of India except present application for Anticipatory Bail.

IT IS THEREFORE PRAYED

a) That in the event of the arrest of the applicant at the hands of respondent i.e. Panvel Taluka Police Station, Raigad in their C.R. No. 292 of 2021, the respondent may be directed to release both the Applicants on bail on any terms and conditions.

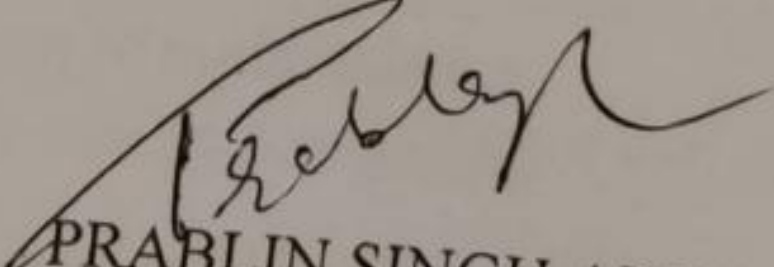


6

- b) That interim order of "NOT TO ARREST" may be granted in terms of prayer clause (a), till the final disposal of the present application;
- c) Such other and further relief's, if required, may be granted to Applicants.

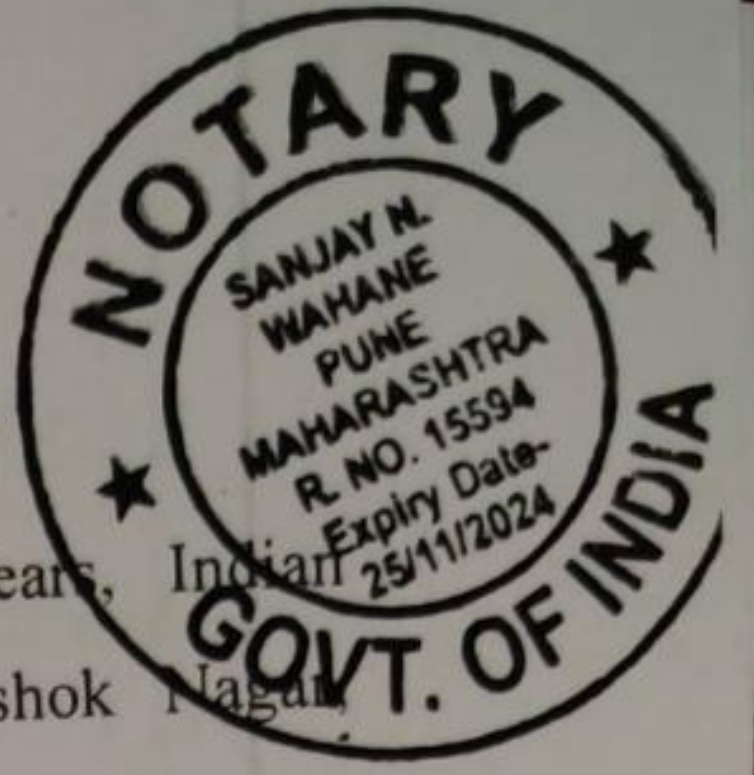
AND FOR THE SAID ACT OF KINDNESS AND JUSTICE, THE APPLICANT ABOVENAMED, AS IN DUTY BOUND, SHALL EVER REMAIN GRATEFUL OF YOUR HOHOUR.

Panvel, Dated This 14th day of October, 2021.


PRABLIN SINGH ABROL
Advocates for Applicants



VERIFICATION



We, Puransingh Jaykisan Rebari, Age 56 Years, Indian inhabitant, Residing at Plot No.38, SR No.131, Ashok Nagar, Shiavajinagar Road, Meenatai Thakare Garden, Satpur, Nashik)
Maharashtra - 422012 AND Ashok Puransingh Rebari, Age 30 years, Indian inhabitant Residing at Guut No.268, Alandi Fata Chakan, Taluka - Khed, Pune, Maharashtra - 410501-do hereby state and declare on solemn affirmation that what is stated herein above in Anticipatory Bail Application is true to our knowledge.

Solemnly affirmed at Mumbai)
Dated this 14th day of October, 2021)



Puransingh Jaykisan Rebari

[Signature]



Ashok Puransingh Rebari
APPLICANTS

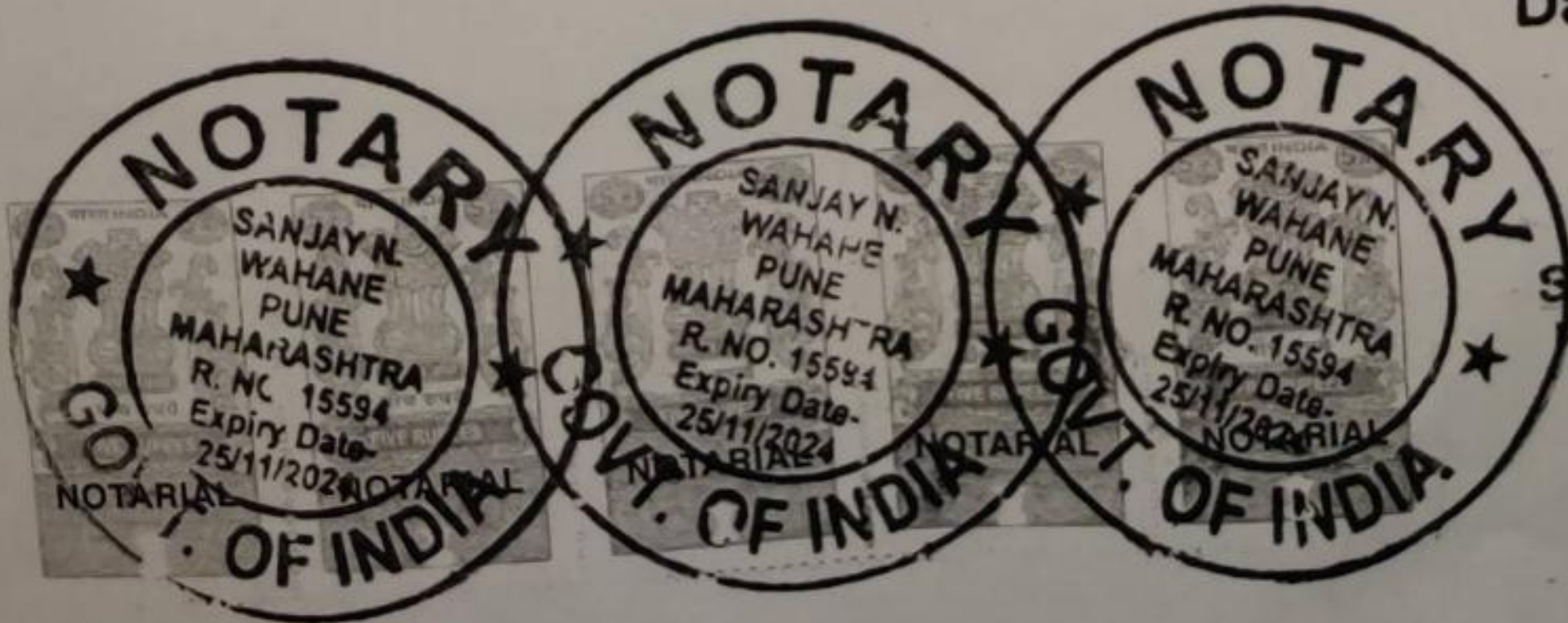
[Signature]



Identified by me
[Signature]
PRABHIN SINGH ABROL
Advocates for Applicant

Before me

Noted & Registered
at Serial Number 5-3
Date: 14/10/2021



BEFORE ME
[Signature]
SANJAY N. WAHANE
NOTARY GOVT. OF INDIA
Dighi, Pune-411015

IN THE COURT OF DISTRICT JUDGE-1 & ADDITIONAL
SESSIONS JUDGE, PANVEL-RAIGAD
ORDER BELOW EXHIBIT 1 IN BAIL APPLN. NO.890/2021
CNR NO.MHRG170016602021
(Dated 27/10/2021)

In anticipation of arrest the applicant No.1 Puransingh Jaykisan Rebari and No.2 Ashok Puransingh Rebari have preferred application u/s. 438 of Cr.P.C. for grant of necessary relief in C.R.No.292/2021 registered with Panvel Taluka Police Station, u/s. 406 r.w.34 of the IPC.

2. It is to be noted that though initially no interim was granted to the applicant, at the request of Ld.Advocate of the applicant notices were issued to the concerned police station and APP.

3. Heard Ld.Adv.Shri Prablin Singh Abral for the applicants who submitted that, the applicants are businessmen having their transport company as M/s.Rebari Tempo Service at Pune, are anticipating their arrest on the complaint lodged by Amit Agarwal with allegations that the applicants have dishonestly misappropriated the property i.e. around 20 trailers which were given to the applicants on rental basis for their day to day business and thereby committed criminal breach of trust.

4. Ld.Adv.submitted that, the applicants have been falsely implicated by the complainant with dishonest intention of the complainant himself as the complaint's company is refusing to complete the transaction of sale of the said 20 trailers for the amount of Rs.1,20,00,000/- out of which the applicants have

already paid them Rs.92,00,000/-. Ld.Adv. submitted that, as the complainant's company was in financial trouble, through the common acquaintance the dealing of sale of 20 trailers was agreed between the parties against which from time to time the applicants have paid Rs.92,00,000/- to the complainant's company and accordingly the custody and possession of the said trailers were given to the applicants. Ld. Adv.also submitted the signed blank document i.e. form of no objection certificate necessary for transfer of vehicle in RTO office and further submitted that, despite giving such authority, the complainant's company did not come forward to complete their compliance part for the transfer of such vehicles. Ld.Adv. submitted that after accepting Rs.92,00,000/- the complainant's company without completing their part of transaction, started making false allegations against the applicants and pressurise them for getting back the vehicles.

5. Ld.Adv.submitted that, the matter between the parties is of civil in nature and the complainant is taking the help of police in order to pressurise the applicants to get back vehicles of which the possession was given by the complainant only for completing RTO formalities. Ld.Adv.submitted that, nothing is to be recovered from the applicants to as to cause their custodial interrogation. Ld.Adv. submitted that, applicants are permanent resident at the given address and they are ready to co-operate with police station and his physical custody is not required. Ld.Adv.prayed for necessary relief u/sec.438 of Cr.P.C. *ky*



6. Ld.APP Shri Bhopi assisted by Adv.Shailesh Kandhariya and Ms.Asmita Bhoir who were allowed to make submissions on behalf of intervenor complainant filed his application vide Exh.5 to oppose the bail, have resisted the application and submitted that, at no time there were any transaction of sale of 20 trailers in dispute between the applicants and complainant's company and in fact the said trailers were given on rent to the proprietary firm of present applicants. By submitting the bunch of documents, the intervenor advocate submitted that, from time to time the vouchers of the bills against availing services of particular trailers have been issued to the applicants, which amount they have paid from time to time amounting to Rs.92,00,000/-. The intervenor advocate further submitted that, in fact the trailers in dispute have been hypothecated to the ICICI Bank against which the vehicle loan is in existence and there is no question of sale of the same to the applicants. Ld.APP.also submitted that, R.C.Books of concerned vehicles clearly shows that, the vehicles are in the name of the company of the complainant and the same are hypothecated to ICICI Bank. Ld.Adv for the intervenor submitted that, the trailers are necessary for physical verification of the ICICI Bank as a part of hypothecation, however, despite request the applicants are refusing to give the custody of the same and claiming that the amount of Rs92,00,000/- have been paid by them against sale transaction.

7. Ld.APP.submitted that, the custody of the applicants is required for recovery of said property and further apprehended that applicants may dispose of said property. Ld.APP.submitted that, application be rejected

8. Upon hearing Ld.Advocates and on perusal of documents filed alongwith application, as well as the report filed by the investigation officer, case papers and the documents filed by the intervenor complainant and in the background submissions of the Ld.APP it appears that, the vehicles in dispute are admittedly hypothecated with ICICI Bank from where the complainant's company have raised loan as such there appears substance in the submissions of the intervenor advocate that, there is no question of sale of vehicles when the loan is outstanding. The documents filed by intervenor advocate as well as collected by investigation agency shows that the vehicles are admittedly given on certain rent transaction as there appears the vouchers issued from time to time for availing the services of trailers through the firm of present applicants.

9. During the course of arguments upon a query by this court Ld.Adv. for the applicants fairly submitted that, there does not exist any written agreement showing that there was any intentions of sale of the vehicles in dispute. The vouchers on record clearly indicate that, the said vehicles are in use by the firm of the present applicants which shows that they are in possession of the same.



10. There exists official communication from ICICI Bank to the complainant's company that physical verification of said vehicle is necessary. Considering this aspect there appears substance in the submissions of intervenor advocates that the applicants are withholding the custody of vehicles under the garb of alleged sale transaction for which there does not appear any substantial proof. On the other hand there exist vouchers issued from time to time amounting to Rs.92,00,000/- showing that, such amount is against the services of trailers taken by the applicants' firm.

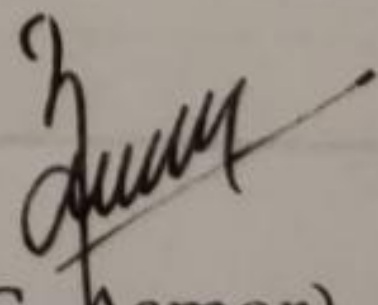
11. Considering the stage of investigation as it has been mentioned in the report that applicants are not producing the said vehicles, there exist the aspect of recovery of the same for which the investigation agency will require the custody of the applicants. Considering the allegations and stage of investigation, no protection can be granted to the applicant u/sec.438 of Cr.P.C. Case papers returned. Hence order.

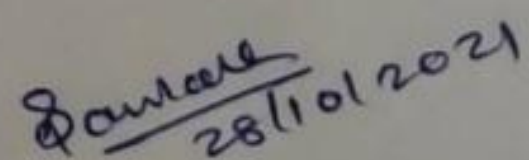
ORDER

1. Application Exhibit-1 stands rejected.
2. Application is accordingly disposed of.

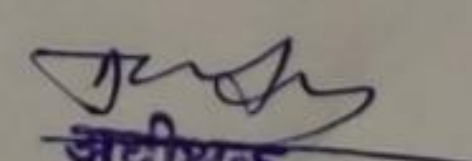
(Directly dictated in open court on the office computer.)

Panvel
Dated :-27/10/2021


(R. G. Asmar)
Addl. Sessions Judge-1,
Panvel-Raigad


28/10/2021
Compared by



सत्यप्रत

अधीक्षक
(न्याय शाखा)
जिल्हा व सत्र न्यायालय
पनवेल-रायगड

FIRST INFORMATION REPORT
(Under Section 154 Cr.P.C.)

प्रथम खबर अहवाल
(कलम १५४ फौजदारी प्रक्रिया संहिता)

1. District (जिल्हा): नवी मुंबई P.S. (पोलीस ठाणे): नवीन पनवेल Year (वर्ष): 2021
FIR No. (प्रथम खबर क्र.): 0292 Date and Time of FIR (प्र. ख. दिनांक आणि वेळ): 10/10/2021 23:15 वाजता

S. No. (अ.क्र.)	Acts (अधिनियम)	Sections (कलम)
1	भारतीय दंड संहिता १८६०	३४
2	भारतीय दंड संहिता १८६०	४०६

3. (a) Information received at P.S. (पोलीस ठाण्यावर माहिती मिळाल्याचा):
Date (दिनांक): 10/10/2021 Time (वेळ): 20:00 तास
(b) General Diary Reference (ठाणे दैनंदिनी संदर्भ):
Entry No. (नोंद क्र.): 037 Date and Time (दिनांक आणि वेळ): 10/10/2021 22:56 तास

4. Type of Information (माहितीचा प्रकार): लेखी

5. Complainant / Informant (तक्रारदार / माहिती देणारा):

- (a) Name (नाव): श्री अमित कमल अग्रवाल
(b) Father's/Husband's Name (पिता/पति का नाम):
(c) Date/Year of Birth (जन्म तारीख / वर्ष): 1988 (d) Nationality (राष्ट्रीयत्व): भारत
(e) UID No. (यु.आय.डी. क्र.):
(f) Passport No. (पारपत्र क्र.):

Date of Issue (दिल्याची तारीख): Place of Issue (दिल्याचे ठिकाण):

- (g) ID Details (Ration Card, Voter ID Card, Passport, UID No., Driving License, PAN) (ओळख विवरण (राशन कार्ड, मतदाता कार्ड, पासपोर्ट, यूआईडी सं., ड्राइविंग लाइसेंस, पैन कार्ड))

S. No. (अ.क्र.)	ID Type (ओळख पत्र चा प्रकार)	ID Number (ओळख संख्या)
1	वर्तमान पता	901, , बिकानेर भवन जे बी नगर,, अंधेरी ईस्ट मुंबई, बृहनमुंबई शहर, महाराष्ट्र, भारत
2	स्थायी पता	901, , बिकानेर भवन जे बी नगर,, अंधेरी ईस्ट मुंबई, बृहनमुंबई शहर, महाराष्ट्र, भारत

(h) Occupation (व्यवसाय):

(i) Address (पत्ता):

S.No. (अ.क्र.)	Address Type (पत्ता प्रकार)	Address (पत्ता):
1	वर्तमान पता	901, , बिकानेर भवन जे बी नगर,, अंधेरी ईस्ट मुंबई, बृहनमुंबई शहर, महाराष्ट्र, भारत
2	स्थायी पता	901, , बिकानेर भवन जे बी नगर,, अंधेरी ईस्ट मुंबई, बृहनमुंबई शहर, महाराष्ट्र, भारत

(j) Phone number (फोन नं.): Mobile (मोबाइल सं.): 0

6. Details of known / suspected / unknown accused with full particulars (ज्ञात / संशयित / अज्ञात आरोपींचे संपूर्ण तपशील):

Accused More Than (अज्ञात आरोपी एका पेक्षा जास्त असतील तर संख्या): 0

S. No. (अ.क्र.)	Name (नाव)	Relative's Name (नातेवाईकाचे नाव)	Present Address(वर्तमान पत्ता)
1	पुरणसिंग रेबारी		1. Town/Village (शहर / गाव): पुणे, Tehsil (तहसील): Police Station (पोलीस ठाणे): District (जिल्हा): पुणे शहर, State (राज्य): महाराष्ट्र, भारत
2	अशोक रेबारी		1. Town/Village (शहर / गाव): पुणे, Tehsil (तहसील): Police Station (पोलीस ठाणे): District (जिल्हा): पुणे शहर, State (राज्य): महाराष्ट्र, भारत

7.

S. No. (अ.क्र.)	Property Category (मालमत्ता वर्ग)	Property Type (मालमत्ता प्रकार)	Particulars of properties of interest (संबंधीत मालमत्तेचा तपशील):	Value(In Rs/-) मूल्य (रु. मध्ये)
1	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर क्र MH46H0555 मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M62961069,	20,00,000.00
2	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH46H0888, मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M62961064,	20,00,000.00
3	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH46H0567, मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M62960505,	20,00,000.00
4	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH46H0666, मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M6296020, च	20,00,000.00
5	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH46H0234, मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M62961388,	20,00,000.00
6	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH46H0678, मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M62960495,	20,00,000.00
7	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH46H1203, मॉडेल नं 2010/012011TATA3518 इंजिन नंबर B591803101M62961391,	20,00,000.00
8	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6010 मॉडेल नं 2009/122009TATA3516 इंजिन नंबर 6BTAA160HP90K62802574,	20,00,000.00

I.I.F.-I (एकीकृत अन्वेषण फॉर्म - १)

9	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6008, मॉडेल नं 2009/122009TATA3516 इंजिन नंबर 6BTAA160HP90K6280257	20,00,000.00
10	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6014, मॉडेल नं 2009/122009TATA3516 इंजिन नंबर 6BTAA160HP90L6281277	20,00,000.00
11	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6573, मॉडेल नं 2010/042010A.L.3516 इंजिन नंबर XUH606793 चॅसिस नंबर	20,00,000.00
12	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ8699, मॉडेल नं 2010/042010A.L.3516 इंजिन नंबर WAH616459 चॅसिस नंबर	20,00,000.00
13	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6007, मॉडेल नं 2009/122009TATA.3516 इंजिन नंबर 6BTAA160HP90K6280560	20,00,000.00
14	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ7028, मॉडेल नं 2010/062010A.L 3116, इंजिन नंबर TAH623444 चॅसिस नंबर	20,00,000.00
15	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6574, मॉडेल नं 2010/042010A.L 3516, इंजिन नंबर WAH616466 चॅसिस नंबर	20,00,000.00
16	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6570, मॉडेल नं 2010/042010A.L 3516, इंजिन नंबर VAH620046 चॅसिस नंबर	20,00,000.00
17	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ8099, मॉडेल नं 2010/042010A.L 3516, इंजिन नंबर WAH612820 चॅसिस नंबर	20,00,000.00
18	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6015, मॉडेल नं 2009/122009TATA 3516, इंजिन नंबर 90L62812338 चॅसिस नं	20,00,000.00
19	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ6012, मॉडेल नं 2009/122009TATA 3516, इंजिन नंबर 6BTAA160HP90K628047	20,00,000.00
20	वाहने आणि इतर		टाटा कंपनीचा ट्रेलर नं MH06AQ7010, मॉडेल नं 2010/052010A.L 3116, इंजिन नंबर TAH623586 चॅसिस नंबर	20,00,000.00

8. Total value of property (In Rs/-) मालमतेचे एकूण मूल्य (रु. मध्ये): 4,00,00,000.00

9. Inquest Report / U.D. case No., if any (मरणान्वेषण अहवाल/अकस्मात मृत्यू प्रकरण क्र., जर असल्यास):

S. No. (अ.क्र.)	UIDB Number (यु.आय.डी.बी.)
-----------------	----------------------------

10. First Information contents (प्रथम खबर मजकूर):

जबाब दि. 10.10.2021 मी श्री अमित कमल अग्रवाल वय 33 वर्ष धंदा रोड ट्रान्सपोर्ट, रा. 901, बिकानेर भवन जे बी नगर, अंधेरी(ईस्ट) मुंबई 400059 मो बा क्र 9870811224 ऑफिस नं 42383904/05/06/07 समक्ष हजर राहुन जबाब देतो की, मी वरीलप्रमाणे असुन वर नमुद ठिकाणी माझे कुटुंबासह राहण्यास आहे माझे कुटुंबाचा रोड ट्रान्सपोर्टचा व्यवसाय असुन आमचे कंपनीचे नाव सुप्रिम ट्रान्सपोर्ट ऑर्गनायझेशन प्रा. लि असे असुन आमचे कंपनीचे ऑफिस-5 बी 34, अक्षय मितल इंडस्ट्रीयल इस्टेट, एम व्ही रोड अंधेरी (ईस्ट) मुंबई 400059 येथे आहे आमचे कंपनीमध्ये मी तसेच माझे वडील श्री कमल नागरमल अग्रवाल माझा छोटा भाऊ कॅप्टन श्री आकाश कमल अग्रवाल माझे चुलत भाऊ श्री विमल जगदीश अग्रवाल व श्री गिरीश जगदीश अग्रवाल असे 05 डायरेक्टर आहेत. आमचे कंपनीचे स्वतःचे मालकीचे 150 ट्रेलर असुन ते आम्ही ट्रान्सपोर्ट व्यवसायासाठी वापरतो. सदर ट्रेलर खरेदी करण्यासाठी आमचे कंपनीने आयसीआयसी बँक, एच डी एफ सी, इण्डसट्रिज बँक, श्रीराम फायनान्स आणि टाटा फायनान्स यांचेकडुन कर्ज घेतलेले आहे सुमारे 10 वर्षांपूर्वी आमचे कंपनीने खानावळे ता पनवेल जि रायगड येथे सुमारे दिड एकर जमीन घेतलेली असुन सदर ठिकाणी आमचे कंपनीचे ट्रेलर ठेवणेकरीता वर्क्सशॉप/ऑपरेशन सेंटर केलेले आहे त्याचप्रमाणे सेक्टर KWC कळंबोली येथे देखील आमचे कंपनीचे वर्क्सशॉप/ऑपरेशन सेंटर आहे सदर कंपनीने वर्क्सशॉप/ऑपरेशन सेंटर येथे देखभाल व व्यवस्थापन पाहणेसाठी स्टाफ ठेवलेला आहे. आमचे कंपनीचे स्वतःचे मालकीचे ट्रेलर असल्यामुळे आमची कंपनी दुस-या ट्रान्सपोर्ट कंपन्याना देखील ट्रान्सपोर्ट व्यवसायासाठी ट्रेलर भाड्याने देत असते सदर कंपन्या आमचे कंपनीला ठरल्याप्रमाणे ट्रेलरचे भाडे देत असतात रेबारी टेम्पो सर्व्हिस ही ट्रान्सपोर्ट कंपनी असुन त्यांचे ऑफिस प्लॉट नं 811, वाळुंज महानगर, सिडको, औरंगाबाद 431136 येथे आहे. श्री पुरणसिंग रेबारी मो बा क्र 9689909777 व श्री अशोक रेबारी मो बा क्र 9665400726 हे रेबारी टेम्पो सर्व्हिस कंपनीचे मालक आहेत. रेबारी टेम्पो सर्व्हिस या कंपनीने फेब्रुवारी 2020 पासुन त्यांचे ट्रान्सपोर्ट व्यवसायाकरीता आमचे कंपनीकडुन वेगवेगळ्या दिवशी ट्रेलर भाड्याने घेतले होते सदर व्यवहाराचे आमचे कंपनीचे इनव्हाईस रेबारी टेम्पो सर्व्हिस या कंपनीला देण्यात आलेले असुन त्याच्या दुय्यम प्रती आमचे कंपनीकडे आहेत त्याचे भाडे रेबारी टेम्पो सर्व्हिस या कंपनीकडुन आमचे कंपनीचे बँक खात्यामध्ये वेगवेगळ्या दिवशी एकुण 88,000,00/- रुपये जमा करण्यात आलेले आहे त्याबाबतची सविस्तर यादी/माहिती मी यासोबत सादर करित आहे माचे 2020 मध्ये कोव्हीड-19 संसर्गजन्य रोगामुळेशासनाकडुन लॉकडाऊन लावण्यात आल्यामुळे आमचे कंपनीचे ट्रेलरवरील ड्रायव्हर व क्लिन्नर तसेच कंपनीचे वर्क्सशॉप/ऑपरेशन सेंटर येथील स्टाफ आपआपले मुळगावी निघुन गेले. त्यामुळे कंपनीचे वर्क्सशॉप/ऑपरेशन सेंटर येथे कोणीही उपलब्ध नव्हते. त्याकाळात आमचे कंपनीचा व्यवसाय देखील पुर्णपणे बंद होता. माहे एप्रिल-मे सन 2021 मध्ये आमचे कंपनीचे खानावळे ता पनवेल जि रायगड येथील वर्क्सशॉप/ऑपरेशन सेंटर मधील स्टाफ परत कामावर आल्यानंतर आमचे कंपनीच्या मालकीचे 20 ट्रेलर जे रेबारी टेम्पो सर्व्हिस कंपनीला भाड्याने दिले होते ते त्यांनी परत दिले नाहीत व ते त्यांचेच ताब्यात असल्याचे लक्षात आले. त्यामुळे आमचे कंपनीचे ऑफिसमधुन आमचे कंपनीचे डायरेक्टर श्री कमल नागरमल अग्रवाल तसेच इतर स्टाफ यांनी मे महिन्यात रेबारी टेम्पो सर्व्हिस कंपनीचे मालक श्री पुरणसिंग रेबारी व श्री अशोक रेबारी यांनी फोनवरुन संपर्क केला असता त्यांनी आमचे कंपनीचे मालकीचे भाड्याने घेतलेले 20 ट्रेलर आमचे कंपनीला परत देण्यास नकार दिला मी त्यांना आतापर्यंत सदरचे ट्रेलर परत करावे म्हणुन सतत संपर्क करित होतो परंतु त्यांनी ते परत केले नाहीत यावरुन त्यांनी आमचे ट्रेलर विश्वासाने घेुन ते अपहार केल्याचे दिसुन आले रेबारी टेम्पो सर्व्हिस कंपनीने आमचे कंपनीच्या अपहार केलेल्या 20 ट्रेलरचे सविस्तर वर्णन खालील प्रमाणे 1) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर क्र MH46H-0555 मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M62961069, चेसिस नंबर MAT503010A3P23745 जु वा कि सु 2) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH46H-0888, मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M62961064, चेसिस नंबर MAT503010A3P23744 जु वा कि सु3) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH46H-0567, मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M62960505, चेसिस नंबर MAT503010A3P23704 जु वा कि सु4) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH46H-0666, मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M6296020, चेसिस नंबर MAT503010A3P23924 जु वा कि सु5) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH46H-0234, मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M62961388, चेसिस नंबर MAT503010A3P23876 जु वा कि सु6) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH46H-0678, मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M62960495, चेसिस नंबर MAT503010A3P23666 जु वा कि सु7) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH46H-1203, मॉडेल नं 2010/01-2011-TATA-3518 इंजिन नंबर B591803101M62961391, चेसिस नंबर MAT503010A3P23780 जु वा कि सु8) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6010 मॉडेल नं 2009/12-2009-TATA-3516 इंजिन नंबर 6BTAA160HP90K62802574, चेसिस नंबर MAT41520693N11534 जु वा कि सु9) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6008, मॉडेल नं 2009/12-2009-TATA-3516 इंजिन नंबर 6BTAA160HP90K62802574, चेसिस नंबर MAT41520693N11534 जु वा कि सु10) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6014, मॉडेल नं 2009/12-2009-TATA-3516 इंजिन नंबर 6BTAA160HP90L62812779, चेसिस नंबर MAT41520693N12842 जु वा कि सु11) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6573, मॉडेल नं 2010/04-2010-A.L.3516 इंजिन नंबर XUH606793 चेसिस नंबर MB1TLDJBXAADA6172 जु वा कि सु12) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-8699, मॉडेल नं 2010/04-2010-A.L.3516 इंजिन नंबर WAH616459 चेसिस नंबर MB1TLDJB8ARVB3218 जु वा कि सु13) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6007, मॉडेल नं 2009/12-2009-TATA.3516 इंजिन नंबर 6BTAA160HP90K62805608 चेसिस नंबर MAT41520693N11769 जु वा कि सु14) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-7028, मॉडेल नं 2010/06-2010-A.L.3116, इंजिन नंबर TAH623444 चेसिस नंबर MB1TLDJB0AATB1200 जु वा कि सु15) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6574, मॉडेल नं 2010/04-2010-A.L.3516, इंजिन नंबर WAH616466 चेसिस नंबर MB1TLDJB9AAV9659 जु वा कि सु16) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6570, मॉडेल नं 2010/04-2010-A.L.3516, इंजिन नंबर VAH620046 चेसिस नंबर MB1TLDJB6ARVB4589 जु वा कि सु17) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-8099, मॉडेल नं 2010/04-2010-A.L.3516, इंजिन नंबर WAH612820 चेसिस नंबर MB1TLDJB61ARWB2415 जु वा कि सु18) 20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-6015, मॉडेल नं 2009/12-2009-TATA 3516, इंजिन नंबर 90L62812338 चेसिस नंबर MAT41520692N20389 जु वा कि सु19) 20,00,000/- रु कि चा टाटा

I.I.F.-I (एकीकृत अन्वेषण फॉर्म - १)

कंपनीचा ट्रेलर नं MH06AQ-6012, मॉडेल नं 2009/12-2009-TATA 3516, इंजिन नंबर 6BTAA160HP90K62804721 चेसिस नंबर MAT41520692K18239जु वा कि सु20)20,00,000/- रु कि चा टाटा कंपनीचा ट्रेलर नं MH06AQ-7010, मॉडेल नं 2010/05-2010-A.L 3116, इंजिन नंबर TAH623586 चेसिस नंबर MB1TLDJB5AATB1175जु वा कि सु4,00,00,000/- रुपये किंमतीचे एकुण 20 ट्रेलर तरी एप्रिल 2021 मध्ये आमचे सुप्रिम ट्रान्सपोर्ट ऑर्गनायझेशन प्रा लि ने आमचे कंपनीचे मालकीचे मु खानावळे ता पनवेल जि रायगड येथील वर्क्सशॉप/ऑपरेशन सेंटर पुणे येथे एकुण 4,00,00,000/- (चार करोड) रुपये किंमतीचे वरिल वर्णानाचे एकुण 20 ट्रेलर रेबारी टेम्पो सर्व्हिस कंपनीला ट्रान्सपोर्ट व्यवसायासाठी विश्वासाने भाड्याने दिलेले असताना त्यांनी ते आमचे कंपनीला परत न देता परस्पर स्वतःचे ताब्यात ठेऊन त्यांचा अपहार केला रेबारी टेम्पो सर्व्हिस कंपनीचे मालक यांना आम्ही भाड्याने दिलेले ट्रेलर आम्हाला परत देतील अशा प्रतिकेत आम्ही होतो परंतु आज पावेतो त्यांनी आमचे ट्रेलर परत दिले नाही म्हणुन माझी रेबारी टेम्पो सर्व्हिस कंपनीचे मालक पुरणसिंग रेबारी, अशोक रेबारी व त्यांचे सोबत प्रत्यक्ष व अप्रत्यक्ष सहभागी असणा-या इसमाविरुद्ध कायदेशीर तक्रार आहे माझा वरिल जबाब मी सांगितल्याप्रमाणे संगणकावर टंकलिखित केला असुन तो माझे सांगण्याप्रमाणे बरोबर व खरा आहे



SUPREME TRANSPORT ORGANISATION PVT LTD

AN ISO 9001:2008 COMPANY CIN NO U60230MH2008PTC216143 MSME REGD NO 27222200461

Regd Off 5 B 34 Akshay Mittal Industrial Estate M V Road Andheri East Mumbai 400 059
Tel +91 22 4238 3904 05 06 07 Fax +91 22 42383945
Email mumbai@stopl.in Website www.stopl.in

August 25th 2021

To,

Shri Veeresh Ji Prabhu I.P.S.
Additional Commissioner of Police (Crime)
Mumbai Police Headquarters

**Re: To Register FIR u/s 105, 378, 379, 380, 381, 383 390, 467, 426, 420,
120(b) of IPC & others sections as appropriate, against Mr. Kirshan
Varma, Mr. Puran Singh Rebari (+91 9665400726) & others**

Respected Sir,

1. We sincerely request you to please help us obtain justice, by issuing appropriate directions for registering of F.I.R. and immediate arrests of the accused in this serious matter involving theft/sale of 122+ trucks/trailers of our company.
2. A complaint with all supporting documents was registered with Sahar Police station on 4th May 2021. My statement was recorded on 25th May 2021, where crime was clearly visible and evident.
3. However, we feel, due to other important commitments of Sahar Police station, resulting in delays in investigation of this matter, is damaging our case further, since the accused are now TAMPERING with evidence and proof, and also creating a trail of documents to prove themselves not guilty.
4. **The more time lapses in this case, the more confident the accused would be, due to falsely prepared documents and trail of proof.**
5. Hence on 13th July 2021, we escalated the case to Shri Joint CP (Crime), who had immediately issued appropriate instructions to the then D.C.P. Crime in Andheri East, Mumbai.
6. We were called to record statement on 11th August 2021 by P.I. Rajkumar Powar, and completed the statement on 13th August 2021.

Continued..



SUPREME TRANSPORT ORGANISATION PVT LTD

AN ISO 9001:2008 COMPANY CIN NO U60230MH2008PTC216143 MSME REGD NO 27222200461

Regd Off 5 B 34 Akshay Mittal Industrial Estate M V Road Andheri East Mumbai 400 059
Tel +91 22 4238 3904 05 06 07 Fax +91 22 42383945
Email mumbai@stopl.in Website www.stopl.in

Continued..

7. Sometime in the month of March/April 2021, ICICI Bank had informed us secretly, that some of our commercial vehicles, HYPOTHECATED to the bank have been sold by our employee.
8. We tried to have our employee Mr. Kirshan Varma confess the truth, but unfortunately, he disappeared and was hiding in his village in Haryana, refusing to appear before the Sahar Police Station as well.
9. **We made Mr. Rebari confess that he has purchased the vehicles illegitimately from our employee Mr. Kirshan Varma. Unless arrests of these 2 are made, the truth would never be revealed.**
10. It was understood from Sahar Police Station, that both the accused were preparing proof/evidence that entire sale transaction was done with promoters' (Chairman) knowledge! They are also manipulating payments which were made for truck usage, as payments made for purchase of trucks.
11. However, in the second week of August, we developed high hopes from P.I. Rajkumar Powar of the Crime Branch Unit 8 in Andheri East, while recording our statements and submitting all evidence and details.
12. On 23rd August 2021, we were shocked to see Mr. Kirshan Varma appear for the first time before Mumbai Police, in the same unit 8 of Crime Branch before P.I. Rajkumar Powar. His statement was quite simple, that he has nothing to do with these sales and all the sales were directly dealt by the Chairman and buyers!
13. Upon further inquiring with I/O Mr. Rajkumar Powar, it is understood that the other accused, Mr. Puran Singh Rebari has recorded his statement that he has paid approx. Rs. 90 lakhs for purchase of 20 vehicles and balance Rs. 10 lakhs is pending and shall be paid!
14. In hands in gloves arrangement between both Mr. Rebari and Mr. Kirshan Varma, both have decided to pass on the blame to Chairman.

Continued..



From Where.. Dreams take off...

ISO 9001: 2008



SUPREME TRANSPORT ORGANISATION PVT LTD

AN ISO 9001:2008 COMPANY CIN NO U60230MH2008PTC216143 MSME REGD NO 27222200461

Regd Off 5 B 34 Akshay Mittal Industrial Estate M V Road Andheri East Mumbai 400 059
Tel +91 22 4238 3904 05 06 07 Fax +91 22 42383945
Email mumbai@stopl.in Website www.stopl.in

Continued..

15. However, the most important development took place on 23rd August 2021 night. Mr. Kirshan Varma after leaving the Police Station, visited my building and requested to meet me for few minutes.
16. **He handed over list of all vehicles he has sold, with names of the buyer and their phone numbers! He made 2 statements – first he said that he has worked for 29 years loyally with the Chairman and he didn't expect me to hand him over to police. Second he said if I further escalate this scam, he and his team of buyers in this conspiracy would all pass on the blame to Chairman, so that they take him in as well along with them, in the worst case. He said that's the strategy they have developed to safe guard themselves from arrest, since we would withdraw the case if Chairman's name appears.**
17. Irrespective of how much they manipulate the evidence, the R.C. and other documents of the vehicles belong to our company and are hypothecated to various banks including ICICI, SriRam & IndusInd.
18. **By stating that Chairman did the deals himself and funds were transferred through RTGS to company account, they are seriously trying to create false evidence and destroying & tampering the facts. However, respective invoices for vehicle movements are on record against all such payments.**
19. It is only after arrests of both these accused, the honest, truth information of all 122+ vehicle sales can be obtained.
20. We request arrest of Mr. Kirshan Varma and Mr. Puran Singh Rebari immediately, subsequently to the FIR please. Thanking you. Sincerely,



Ammeet K Agarwal
H.E. Capt Ammeet K Agarwal
Director, President & CEO
+91 98708 11224