

MHAH200002992026



**Cri. MA No. 57/2026**  
[ Sachin Bade Vs. Pathardi P.S.]

**ORDER BELOW EXHIBIT No.1**

1] This application is filed as per section 503 of Bhartiya Nagarik Suraksha Sanhita by applicant namely **Sachin Vitthal Bade** for interim custody of EURO50 make Tractor bearing registration No.MH-16-BZ-5933, Engine No. E3452117 and Chassis No. T053402240EG seized in C.R. No. 77/2026 punishable u/s 303(2) of BNS registered with Pathardi police station, Tal. Pathardi, Dist. Ahmednagar.

2] Perused the application along with affidavit of the applicant thereon. Say of A.P.P. and Investigating Officer. Heard Ld. Advocate for applicant and A.P.P. for State.

3] According to the applicant police has seized his above numbered vehicle in C.R. No.77/2026. The said vehicle is owned by applicant. He further contended that, the hearing of the case would take time. The applicant being the owner of the aforesaid vehicle and entitle for its interim custody. It is submitted that if the vehicle is remained in the police station premises, it will be damaged due to the reason of natural things, it will become useless and result into economic loss of the applicant. If the said vehicle will be given in possession of the applicant, he is ready to obey the terms and conditions imposed by the Court.

4] Learned A.P.P. has filed say and opposed the application contending that, the said vehicle is seized in the illegal transportation of mines and minerals. If the vehicle is released the applicant may use it for similar type of offence. Hence, prayed to reject the application. The investigation officer has filed say at Exh. 6 and prayed to pass necessary order to hand over the interim custody of vehicle to applicant on appropriate terms and conditions.

5] Considering the submissions and evidence on record, it appears that, the applicant is authorized person for the interim custody of the seized vehicle. He is ready to abide with the conditions imposed by the Court. The applicant in support of his contentions has filed the documents i.e verified copy of registration of vehicle, FIR, copy of insurance policy and copy applicant's aadhar card. It is not on record that, confiscation proceeding has been initiated for the same vehicle. Furthermore the prosecution did not charged offence under section Mines and Minerals Act.

6] Therefore, he is entitled for the interim custody of the vehicle. In the result, I pass the following order.

**ORDER**

1. The application is allowed.
2. The interim custody of EURO50 make Tractor bearing registration No.MH-16-BZ-5933, Engine No. E3452117 and Chassis No. T053402240EG seized in C.R. No.77/2026 registered with Pathardi police station be handed over to the applicant **Sachin Vitthal Bade** executing indemnity bond of Rs. 10,00,000/- as per section 503 of the Bhartiy Nagarik Suraksha Sanhita 2023.
3. The applicant shall produce the vehicle in the court as and when directed.
4. Investigating Officer is hereby directed to prepare the panchanama of the said vehicle and took its photograph and file along with final report.

(Pronounced and dictated in the open court)

Date : 18.03.2026

[ **Ravikiran Sapate** ]  
Judicial Magistrate F.C.  
Court No.1, Pathardi