

MHAU080003882026



**Sachin Narayan Bankar  
Vs.  
State Of Maharashtra**

**ORDER BELOW EXH. 1 IN CRI. M. A. NO. 30/2026.**

This is an application for the interim custody of Brezza LXI four wheeler vehicle bearing Registration No. MH-20-HH-0970, having engine No. K15CN7733623 and Chasis No. MA3RYHK1SSE620200 has filed under Section 503 of Bharatiya Nagarik Suraksha Sanhita, 2023 by applicant namely Sachin Narayan Bankar.

**02.** Read application and affidavit in support of the application, say filed by I.O., learned A. P. P. and other documents filed by the applicant on record. Heard both sides.

**03.** It is submitted on behalf of the applicant that the aforesaid vehicle is registered in the name of the applicant. The vehicle is seized by the Ajintha Police in crime registered with Ajintha Police Station bearing crime. no. 360 of 2025 lodged under Section 103(1), 140(1), 140(2), 310(2), 238, 308(5), (2), 61, 351 (2) of the Bhartiya Nyaya Sanhita, 2023 The said vehicle lying in the Ajintha Police Station in idle condition and if it is not returned to the applicant then he will suffer from financial loss. He further submitted that investigation regarding the said vehicle has already been completed. Therefore, there is no necessity to keep vehicle in the custody of police. The applicant is in jail. Hence, he prayed that the said vehicle kindly be released in the custody of father namely Shri. Narayan Sakharam Bankar, as supurdar. He is further submitted that he will not use the said vehicle for the illegal work. He is prayed for the

*A. J. J. J.*  
*29/04/26*

interim custody of the said vehicle.

**04.** Ld. A. P. P. and I. O. have raised strong objection to release the said vehicle. Ld. A.P.P. is submitted that if the said vehicle is returned to the applicant then he may make changes in the original nature of the said vehicle and thereby he may tamper the evidence in the present matter. I.O. is submitted that the said vehicle is used for committing the offence. Ld. A.P.P. submitted that, the alleged vehicle used for kidnapping of victim. Accused person travels various locations to misguide police machinery. If the vehicle is provided to the applicant then it may be used in the criminal activities of similar nature. I. O. submitted that, the said vehicle might be needed for C. A. examination. Hence, both I.O. and Ld. A.P.P. are prayed for the rejection of the application.

**05.** The applicant is filed his affidavit, verified copies of R.C. book of the said vehicle, Aadhar card of the father of applicant, F.I.R. on the record. From the documents produced on record by the applicant, it is seen that he is the owner of the aforesaid vehicle. He is ready to oblige all the terms and conditions imposed by the Court regarding the said vehicle. I. O. submitted that the vehicle might be required for the purpose of C. A. examination. However, it is pertinent to note that, the charge sheet has been filed in the present matter. Investigation is almost completed. It appears that the vehicle can be returned to the applicant subjected to the certain terms and conditions which the applicant shall oblige strictly and without any failure. The interim custody of the vehicle can be provided to the applicant. He shall not indulge in any kind of criminal activities.

**06.** In the view of the guidelines given by the Hon'ble Supreme Court in *Sundarbhai Ambalal Desai V/s. the State of Gujrat on 01 October, 2002*, it appears that the applicant is ready to oblige all the terms

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and conditions imposed by the Court if the interim custody of the vehicle is provided to the said applicant. Moreover, considering the nature of the seized muddemal in C.R. No. 360 of 2025 and its present condition, it appears that if vehicle is not returned to the applicant then it will remain in the idle condition and it may diminish its value. Therefore, considering all aforesaid circumstances, it appears that only the interim custody of the said vehicle can be granted to the applicant subjected to the certain terms and conditions which he shall obey till the final disposal of the present criminal proceedings. Applicant is in the jail. Hence, **the interim custody of the said vehicle shall be given to the father of applicant namely Narayan Sakharam Bankar.** Hence, I proceed to pass the order as follows -

**ORDER.**

1.	The application is allowed.										
2.	<p>The interim custody of Brezza LXI four wheeler vehicle bearing Registration No. MH-20-HH-0970, having engine No. K15CN7733623 and Chasis No. MA3RYHK1SSE620200 be delivered in favour of applicant Sachin Narayan Bankar and custody shall be given in the name of Narayan Sakharam Bankar on executing Supurtnama of Rs. 8,00,000/- (Rs. Eight lakh only) on the following conditions :</p> <table border="1" style="width: 100%;"> <tr> <td style="text-align: center;">a.</td> <td>That the nature of said vehicle shall not be changed in any way.</td> </tr> <tr> <td style="text-align: center;">b.</td> <td>That vehicle shall not be sold or the applicant shall not create third party interest in the said vehicle.</td> </tr> <tr> <td style="text-align: center;">c.</td> <td>That the same shall be produced as and when directed either by this Court or by the Investigating Officer.</td> </tr> <tr> <td style="text-align: center;">d.</td> <td>The applicant shall execute the indemnity bond and file the same in this Court and hand over it to the Investigating Officer, registered by Ajintha Police Station, Dist. Aurangabad.</td> </tr> <tr> <td style="text-align: center;">e.</td> <td>The Investigating Officer shall release aforesaid</td> </tr> </table>	a.	That the nature of said vehicle shall not be changed in any way.	b.	That vehicle shall not be sold or the applicant shall not create third party interest in the said vehicle.	c.	That the same shall be produced as and when directed either by this Court or by the Investigating Officer.	d.	The applicant shall execute the indemnity bond and file the same in this Court and hand over it to the Investigating Officer, registered by Ajintha Police Station, Dist. Aurangabad.	e.	The Investigating Officer shall release aforesaid
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	vehicle after being satisfied by the indemnity bond and after being photographed, in such a manner to preserve its identity.
f.	The applicant shall not use or allow the use of aforesaid vehicle in any kind of criminal activities.
g.	In case of the infringement of any of the aforesaid terms and conditions the interim custody of aforesaid vehicle with the applicant shall immediately be cancelled and vehicle shall be seized by I.O..

*A.H. Tattu*  
*29/04/26*

(A.H.Tattu)

Judicial Magistrate (F.C.),  
(Court No. 3) Sillod.

Dated : 29.04.2026