

MHAU170001592026



CRI. MISC. APPLICATION NO. 08/2026

Raosaheb Devrao Nikam

Vs.

State of Maharashtra

ORDER BELOW EXH.01

1] This is an application under section 503 of Bharatiya Nagarik Suraksha Sanhita 2023 filed by applicant Raosaheb Devrao Nikam for releasing motorcycle of Hero Passion Pro bearing registration No. MH-20-EX-5901, Engine No. HA10ACJHC31920 and Chassis No. MBLHAR186JGC01822 seized by Police Station, Paithan, in crime No. 178/2025, for the offences punishable under Sections 109, 118(1),118(2),189(2),190,191(1),191(2)of BNS.

02] PSI, Police Station, Paithan has filed his reply Exh. 04 and objected the application.

03] Heard the learned advocate for the applicant and learned APP for the state. Perused the application and the documents produced on record. It is not in dispute that the vehicle motorcycle Hero Passion Pro bearing registration No. MH-20-EX-5901 has been seized by Police Station, Paithan in crime No. 178/2025. The vehicle in question alleged to have been used by the accused at the time of incident.

Looking to the nature of the offence, the vehicle in question is not required to be detained for the purpose of trial. The applicant is registered owner of the vehicle in question as per the document produced on record. There is every possibility that the vehicle may get junk, if it is kept lying in the police station. Therefore, in order to avoid the loss to the vehicle, it needs to be handed over to the owner i.e applicant on certain terms and conditions. I, therefore, proceed to pass following order.

ORDER

- 1) The application is allowed.
- 2) Seized vehicle motorcycle Hero Passion Pro bearing registration No.MH-20-EX-5901, Engine No. HA10ACJHC31920 and Chassis No. MBLHAR186JGC01822 be handed over to the applicantt Raosaheb Devrao Nikam on execution of supurtnama of Rs. 2,00,000/-[Rs. Two Lakhs only].
- 3) The applicant shall not change the nature and appearance of the vehicle in question.
- 4) The applicant shall not sale, alienate or dispose of the vehicle till the decision of the main case.
- 5) The applicant shall produce the said vehicle as and when directed by the court.
- 6) Inform the concerned police station accordingly.

Date:- 23.03.2026

(R.D.Gadwe),
Additional Sessions Judge,
Paithan