


<b>MHJN070003472026</b> 	<b>Criminal M.A. No. 48/2026</b> <b>Yunuskha vs.. State</b>
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**ORDER BELOW EXH. 1**

(Dt. 16.03.2026)

This is an application under Section 503 of the Bharatiya Nagarik Suraksha Sanhita, 2023, filed by the applicant for the interim custody of the property i.e. Mahindra Supro Minitruck VX bearing registration No. MH-25 AJ-7489, chassis No. MA1FN2VARL6B52909 and engine No. VAL6B12540 seized by Police Station Jafrabad in Crime No. 33/2026 for the offence punishable under Section 281, 106 (1), 125 (a), 125 (b), 324 (4) of B.N.S. and Section 134, 177 of M.V. Act.

2. The applicant submitted that his vehicle is seized by non-applicant. It is contended that the vehicle is owned by applicant and it is very useful for his livelihood. He is ready to abide conditions imposed by the Court. Therefore, prayed for releasing the seized property in his favour.

3. The Investigating Officer has filed a detailed reply at Exh.4 opposing the application. The Learned A.P.P. has also opposed the prayer, submitting that the investigation of present crime is in progress, if the seized vehicle is released then it will be used for committing same kind of offence, the applicant has not filed any registered document regarding seized vehicle. Hence, prayed to reject the application.

4. Perused the application, say of I.O. and learned A.P.P. The application is supported with affidavit of the applicant. The applicant has produced on record the verified photo copy of vehicle registration

certificate at Exh.3/1, photo copy of vehicle insurance at Exh.3/2. On perusal of the same, it appears that the applicant is owner of seized vehicle. It reveals from the FIR that the vehicle was seized in Crime No.33/2026 for the offence punishable under Section 281, 106 (1), 125 (a), 125 (b), 324 (4) of B.N.S. and Section 134, 177 of M.V. Act. Thus, when applicant has filed all proof in respect of his ownership of seized vehicle this Court is satisfied that the applicant is entitled to interim custody of the vehicle on reasonable conditions including prohibiting applicant from using vehicle for any criminal activity. Considering all circumstances at present if interim custody is not granted to the applicant it may cause inconvenience as the vehicle would get damage lying the custody of police. Hence, following order is passed:

**ORDER**

1.	The application is allowed.
2.	The interim custody of the property i.e. Mahindra Supro Minitruck VX bearing registration No. MH-25 AJ-7489, chassis No. MA1FN2VARL6B52909 and engine No. VAL6B12540 seized in Crime No. 33/2026, registered with Police Station, Jafrabad be handed over to the applicant <b>Yunuskha Roshankha Pathan</b> till the final disposal of case on his executing indemnity bond of Rs. 8,00,000/ (Rs. Eight lakh) for mini truck on the following conditions:
a.	Applicant shall not transfer the same in any manner.
b.	He shall not change its nature in any manner.

c.	He shall not use it for commission of any crime.
d.	He shall produce the same as and when required by the Court.
3.	I.O. shall prepare detailed panchanama before handing over the property and to take photographs of released property for the purpose of identification.
4.	The expenses of photograph shall be borne by the applicant.
5.	The I.O. is directed to report the compliance to this Court after releasing the property, as soon as possible.
6.	Copy of order be given to P.S.O., Jafrabad Police Station.

Dt. 16.03.2026

(A.N.Khatade)  
Judicial Magistrate First Class,  
Jafrabad.

**CERTIFICATE**

Affirm that the contents of this PDF file are word to word as per original order.

Dt. 16.03.2026

Sd/-xxx  
(Ahmad Shaikhh)  
Stenographer.