

MHND100003822026



OMCA No. 43/2026
Yash V/s. State

ORDER BELOW EXHIBIT-1

(Passed on: 27.03.2026)

1. The present application is filed under Section 503 of the Bhartiya Nagarik Suraksha Sanhita for seeking interim custody of vehicle Honda Activa Motorcycle bearing registration No. **MH 26 CT 0026** of the applicant described in the application.
2. The applicant contends that, he is owner of the vehicle. It is seized in crime. No. 317/2025 U/s. 106, 281, 125(A) of BNS, 2023. It is laying in the police station in idle state. So, possibility to damage it can not ruled out. He is ready to abide any terms and conditions, if the vehicle is released on supurtnama. Hence, the applicant has prayed to return said vehicle and he is ready to abide all conditions imposed by the court.
3. The I.O. and Learnd A.PP have filed say contending that, the application may kindly be allowed on terms and conditions.
4. I Heard the learned advocate for the applicant and Learned APP for State. The above said vehicle is lying at police station and there is every possibility to cause damage to it. The applicant is ready to produce above said vehicle as and when ordered by Court. After going through the application and documents, it appears that the applicant is owner of the seized vehicle. In support of the said fact, the applicant filed on record the copy of FIR, verified copy of R.C. Book and verified copy of Aadhar card of applicant. Therefore, I pass the following order -

ORDER

1. The application is allowed.
2. The investigation officer is hereby directed to handover the custody of vehicle Honda Activa Motorcycle bearing registration No. **MH 26 CT 0026** seized in this Crime to the applicant till conclusion of the trial.
3. The applicant shall execute an indemnity Bond of Rs. 50,000/- (Rs. Fifty Thousand Only) and undertake in bond that
 - i) He shall no transfer,sale, change or disposed of the above said vehicle.
 - ii) He shall produce the said vehicle before the court as and when directed by court.
 - iii) He shall file insurance copy within one month in the court.
4. The I.O. is directed to carry out detailed panchanama of handing over the custody of **vehicle MH 26 CT 0026** in presence of two independent panchas and to obtain two photographs of vehicle with the expenses of the applicant and submit the same in the court.
5. Inform the I.O. Accordingly.
6. Record of this proceeding be kept along-with charge-sheet whenever filed.

Date:- 27.03.2026

Judicial Magistrate First Class,
Kandhar.