

MHND100006692026



OMCA No. 65/2026
Jagjit Singh V/s State

Order passed below Exh.1
(Passed on 07.07.2026)

The present application is filed under Sec.503 of the Bhartiya Nagarik Suraksha Sanhita for seeking interim custody of Mahindra Xylo Company's Motor vehicle bearing registration No. **MH-31 CS-0757, Chesis No.MA1YA2BVN92B15119 and Engin No.BV94B35753** of the applicant.

2. The applicant contends that, he is owner of the vehicle and it is seized in crime. No. 90/2026, u/s 106,125(A)(B),281 of B.N.S 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 as prayed to return to said vehicle and he is ready to abide all conditions imposed by the court.

3. The I.O. and Learnd A.P.P have formally opposed the application on the ground that, the vehicle is important evidance and RTO incpection is yet to be done, the applicant reside out of jurisdiction. Hence, they prayed for rejection of the application.

4. I heard the learned advocate for the applicant and Learned A.P.P. 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 RC Book, copy of FIR and Insurance, 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 i.e. Mahindra Xylo Company's Motor vehicle bearing registration No. **MH-31 CS-0757** seized in Crime No.90/2026 to the applicant till conclusion of the trial.
3. The applicant shall execute an indemnity Bond of Rs. 3,00,000/- (Rs. Three Lac Only) and undertake in that 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.
4. The I.O. is directed to carry out detailed panchanama of handing over the custody of vehicle bearing registration No. **MH-31 CS-0757**, 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:- 07.07.2026

Judicial Magistrate First Class,
Kandhar.