

MHNS230007212026



Cril. Misc. A. No. 41/2026
Dipak Shinde
Vs-
State through P. S. Excise
Department Nashik

ORDER BELOW EXH.1

(Passed in open court on 11th March, 2026)

This is an application u/s.503 of Bhartiya Nagrik Suraksha Sanhita for returning **MARUTI ALTO K10 LXI** having registration No. **MH-47-Q-2125**, Chassis No. **MA3EADE1S00213624** and **Engine No. K10BN4267806**.

2. Perused the application. It is averred that the applicant is the owner of the seized vehicle which were seized by **State Excise Department, Nashik** in connection with **C.R. No.368/2025**. Applicant is ready to abide conditions if the said vehicle is returned to him.

3. The Investigating Officer and A.PP have filed their say & contended that, if the above vehicle given to the applicant, he may repeat the offence. Hence requested to reject the application.

4. Further the applicant in order to support his claim filed verified copy of RC Book, copy of F.I.R and verified copy of Adhar Card of applicant.

5. Heard both sides at length. On perusal of record it prima facie appears that, applicant is the owner of the same and hence, entitled for interim possession of the seized muddemal on conditions. Hence, I proceed to pass following order.

ORDER

1. Application is allowed.
2. The Investigating Officer is directed to return the **MARUTI ALTO K10 LXI** having registration No.**MH-47-Q-2125**, Chassis No. **MA3 EADE1S00213624** and Engine No. **K10BN4267806** to applicant on following conditions:-
 - (a) The applicant should give indemnity bond of **Rs. 3,00,000/- (Rs. Three Lakh only)** on the stamp of Rs.200/- as per Section 35 of Schedule 2 of Bombay Stamp Act.
 - (b) He will not sell or alienate the said vehicle till the final decision of the case.
 - (c) He will produce the said vehicles as and when required by this Court or Appellate Court.
 - (d) Indemnity bond before I. O.
 - (e) Investigating Officer is directed to prepare detailed panchnama of the said vehicle with photographs having clear photo for identification at the time of trial.
 - (f) The applicant shall bear the charges of photographs.
 - (g) The order be filed with charge-sheet in **C.R. No.368/2025 State Excise Department, Nashik.**

Date:- 11/03/2026.

Place:- Igatpuri

(R. U. Ingle)
Judicial Magistrate First Class,
(Court No.2), Igatpuri