

ORDER BELOW EXH. 26

This is an application under Section 503 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for releasing seized vehicle i.e. Tata Safari, bearing registration No. MH-05-EV-6256 in Crime No. 505/2024, registered with Lonavala City Police Station.

2. Applicant contended that he needs said vehicle for daily work. There is no need to keep said vehicle in custody. He is ready to abide by the conditions of release of said vehicle. If the vehicle is kept in custody for longer time, its value will deteriorate, so also will cause him loss. Hence, through present application, he is claiming for its release.

3. The Ld. APP *vide* say resisted the application and submitted that, the vehicle was used for commission of the offence and it is necessary during trial. Hence, prayed for rejection of the application.

4. Perused the application, say filed and the record. Heard both sides. This application is filed through power of attorney. Original copy of power of attorney is filed below Exh. 28. Applicant has filed the copies of Registration Certificate, License, Insurance Papers & Aadhar Card on record which *prima facie* show that Naresh Rohra is owner & possessor of the seized vehicle. Further, non-applicant also has not disputed the ownership of applicant over the seized vehicle.

5. As to the apprehension raised, in my view, stringent conditions can be imposed over applicant regarding safety & maintenance of the vehicle and its production as & when required or

directed. In this matter charge-sheet is already and in my view, keeping it in custody will not serve any purpose.

6. Therefore, as the ownership of the applicant is not disputed and the documents on record *prima-facie* disclose his ownership over the same, I find it just & proper to release the same on certain conditions. Accordingly, I proceed to pass the following order :

ORDER

1. The application is hereby allowed on following conditions.
2. Applicant is directed to execute an Indemnity Bond of Rs. 15,00,000/- for the release of seized vehicle i.e. Tata Safari, bearing registration No. MH-05-EV-6256 in Crime No. 505/2024, registered with Lonavala City Police Station.
3. The seized vehicle shall be released on following conditions of undertaking by applicant as to :
 - A) Applicant shall produce the seized vehicle as and when directed or required.
 - B) Applicant shall not change the shape or colour of the seized vehicle & shall take due care for the maintenance of the same.
 - C) Applicant shall not transfer the vehicle or create any third party interest in the same, without permission of the Court.
4. Concerned I.O. to take coloured photographs of the seized vehicle in presence of applicant and draw detailed *panchnama* before releasing the same. Copy of said *Panchnama* alongwith copy of this order be attached alongwith Charge-sheet.

5. Inform the concerned Police Station accordingly.

Place : Vadgaon Maval
Date : 22/01/2026

(S. A. Mali)
5th Jt. Judicial Magistrate First Class,
Vadgaon Maval, Pune