

MHRG070013562025



ORDER BELOW EXH.1 IN CRI.M.A. NO. 133/2025

**Vaman Posu Dayare
Vs.
State of Maharashtra
(Through Neral Police Station)**

This is an application of applicant namely Vaman Posu Dayare under Section 503 of Bhartiya Nagarik Suraksha Sanhita, 2023 for the interim custody of an amount of Rs.13,533.40/- (Rs. Thirteen Thousand Five Hundred and Thirty Three Rupees and Forty Paise) which is kept on hold by Cyber Police in the name of the applicant.

02. The applicant was filed the complaint of fraud. During the investigation, the Neral police station has hold the amount. it is also revealed that, the said amount has been transferred from the accounts of the applicant's bank. The applicant is ready and willing to execute appropriate bond. He is also ready to abide all conditions imposed on her by this Court. It will take long time to complete the investigation and to dispose of the present case and this will cause irreparable loss as well as heavy monetary loss to the applicant. Hence, the applicant has prayed to release the said amount in favour of him.

03. Learned A.P.P. has filed his say and submitted that, complainant has filed sufficient evidence. Said amount is important evidence for the said crime. If the said amount is returned to the applicant, there is possibility that he will expense. Hence, prayed to pass appropriate order. The Investigating Officer has also filed his say and given no objection to release the said amount in favour of the applicant with appropriate terms and conditions.

04. Heard both the sides. Perused record. The applicant has supported his claim by producing verified copy of his adhar card, copies of the complaint lodged at National Cyber crime reporting portal, copy of action taken by police regarding the amount held by the cyber police, copy of passbook front page of the applicant, copy of whats app chat with accused etc.

05. Nobody except the applicant has claimed the custody of an amount of Rs.13,533.40/- No purpose would be served by keeping the said amount at bank. For all the reasons above, it will be proper to hand over the interim custody of the said amount to the applicant. Hence, I proceed to pass the following order.

ORDER

1. The application is allowed subject to any future claim.
2. An amount of Rs.13,533.40/- which is kept on hold

by Neral Police Station be given in the interim custody to the applicant namely Mr.Vaman Posu Dayare, R/o. at – Kehele Road, At Choravale, Post- Vakas, Tal- Karjat, Dist- Raigad, Pin-410101 on fulfillment of following imposed conditions:-

- a) The applicant to execute Supurtanama bond of Rs. Rs.13,533.40/- (Rs. Thirteen Thousand Five Hundred and Thirty Three Rupees and Forty Paise) .
- b) If it is found that the said hold amount does not belong to the applicant, the applicant must return the said amount.
- c) The applicant is also directed to produce the said amount before Court as and when required at the time of trial.
- d) The Police Officer of Neral Police Station is directed to take separate photographs of the said amount by the appropriate photographer at the cost of applicant.
- e) Copy of the said order be forwarded to the Neral Police Station (Cyber Police) for information and further process.

Date: 10/03/2026

Sd/-
(Smt. A. S. Wadkar)
Judicial Magistrate, F.C., Karjat,
Dist-Raigad.