

CNRNOMHSN090002242026



Cri.M.A.33/2026
Pramod Vs. State

ORDER BELOW EXH.01

This is an application filed under section 503 of Bharatiya Nagarik Suraksha Sanhita, 2023 to grant interim custody of the seized Unicorn motor cycle bearing No. MH-10-EL-8031 in C.R.No.601/2025.

2. Applicant contended that, he is owner of the seized Unicorn motor cycle bearing No. MH-10-EL-8031 having chassis no. ME4KC404LRG243380, engine no.KC40EG3243030. The seized vehicle is required for his daily use. Hence, he filed the present application to grant interim custody of the seized vehicle.

3. The investigating officer field say at exh.7. The investigating officer contended that, he has no objection to handover interim custody of seized motor cycle to the applicant on terms and conditions.

4. The learned APP filed say at Exh.8. She contended that, vehicle is used while committing the offence. The seized motor cycle is important part of evidence. If seized vehicle is given in the custody of the applicant then he will misuse the seized vehicle. There is possibility of sell, transfer and change in the nature of seized vehicle. Hence, the application is liable to be rejected.

5. I have heard the learned advocate for the applicant and learned APP at considerable length.

6. I have perused the application and documents filed along with the application. The application is supported by the affidavit of the applicant. The applicant filed certified copy of FIR, verified copy of

registration certificate of the seized vehicle and verified copy of Adhar Card of the applicant and net print of insurance of seized vehicle.

7. I have gone through record. As per verified copy of certificate of registration of the seized vehicle filed by the applicant, it seen that, he is owner of the seized vehicle. As the applicant has shown his ownership over the seized vehicle, he is entitled for the possession of the same. The trial would not be concluded in near future. No purpose would be served in keeping the seized vehicle lying in the police station.

8. The possibility of the damage to the seized vehicle can not be ruled out. Considering the nature of the seized vehicle, its protection, guarding and safe custody is not reasonably practicable. Looking in to the nature of the seized vehicle, it may degenerated or may lose its worth and value. Hence, I pass following order -

ORDER

- 1) The application is allowed.
- 2) The seized Unicorn motor cycle bearing No. MH-10-EL-8031 having chassis no. ME4KC404LRG243380, engine no.KC40EG3243030 be handed over to the applicant till the conclusion of the trial on executing indemnity bond Rs.80,000/- (Rupees Eighty thousand) before Investigating Officer, Tasgaon police station.
- 3) The applicant to undertake that, he shall not sell or transfer the seized vehicle without the prior permission of the court.
- 4) The applicant to maintain and preserve the seized vehicle in all respect.
- 5) The applicant shall produce the seized vehicle in the court as and when directed.

- 6) Investigating Officer, Tasgaon police station is directed to prepare the panchanama of vehicle and take its photographs prior to release the same and counter signed by the applicant at applicant's cost and submit it on record.
- 7) Indemnity bond be produced before investigating officer, Tasgaon police station. The investigating officer is directed to produce the same along-with charge-sheet.
- 8) The copy of this order be kept along-with remand papers of C.R.No.601/2025.
- 9) Issue yadi accordingly to Inspector, Tasgaon police Station, Tasgaon.

(Dictated and pronounced in open court).

place - Tasgaon
Date - 17.03.2026

(Smt. B.R.Avachari Durgwade)
J.M.F.C, Tasgaon.