

**ORDER BELOW EXH. 1 IN O.M.C. No. 1128/2026**

This is an application filed by the applicant for grant of interim custody of Burgman Street two wheeler bearing registration No. MH-32 AZ-1671, which is seized by Police Station Sawangi Mehge, Wardha in Crime No. 399/2026 in connection with the offence, Section 65 (e) of Maharashtra Prohibition Act,1949 and Section 3 (1), 181 of Motor Vehicles Act,1988.

2. It is the contention of the applicant that, he is owner of the above said vehicle. Further, vehicle is necessary for his daily work and if the vehicle is kept stationary, it would cause damage. Accordingly, it is submitted by the applicant that custody of the vehicle be handed over to him on certain conditions.

3. The learned APP has filed say and contended that investigation is in progress and if vehicle is released he might commit similar type of offence. Hence, he prayed for rejection of application. I.O. have raised objection to hand over the vehicle.

4. Perused the record. The applicant contended that, he is the owner of above said vehicle. Further, he has filed registration certificate issued by the RTO, Adhar Card, Insurance Copy, and FIR. On the basis of aforesaid documents it can be revealed that applicant is the owner of vehicle and in need of it. Therefore, the vehicle is requires to be given

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into the interim custody of applicant on following terms and conditions.

Hence, following order -

ORDER

1. Application is allowed.
2. Applicant to execute Suprutnama bond of Rs.1,00,000/- (Rs. One lakh only) with incorporating the following terms and conditions :-
 - a) Applicant to keep the Burgman Street bearing registration No. MH-32 AZ-1671 in proper condition and not to dispose of it in any manner.
 - b) Applicant to produce above vehicle as and when directed by the Court.
 - c) The investigating officer is hereby directed to obtain photographs of the above said vehicle alongwith the detail panchnama while handing the custody of the property to the applicant.
 - d) Investigation Officer is directed to produce photographs, panchnama, alongwith chargesheet as the case may be.
 - e) Applicant is directed that, not to use said vehicle in any kind of illegal activity.
 - f) Humdast is allowed for its effective service.

Date: 02/06/2026
Wardha.

(H. P. Pancholi)
I/c Judicial Magistrate, First Class,
[Court No.4] Wardha.