



IN THE COURT OF JUDICIAL MAGISTRATE FIRST
CLASS, AT : KARANJA (LAD), DIST. WASHIM.

CRIMINAL M. A. No. 74/2026

ORDER BELOW EXHIBIT 01

This is an application filed under Section 503 of Bharatiya Nagarik Suraksha Sanhita (in short 'BNSS') for seeking custody of **Splendor Pro DRS** motor-cycle of **Hero Motocorp Company** bearing registration No. **MH-29-AP-7515** seized in Crime No. 354/2026 by Karanja Gramin police station, Dist.- Washim.

02. Read the application, say of I. O. at Exh- 05 and say of Ld. A.PP at Exh- 6. I have considered the same. Heard Ld. Advocate for the applicant. Heard Ld. A.PP

03. Applicant stated that, he is the owner of above motor-cycle. Said motor-cycle is seized in Crime No. 354/2026 by Karanja Gramin police station, Dist.- Washim. The said vehicle requires for his daily personal use. He is ready to abide the conditions imposed while granting the application.

04. Learned APP in his say submitted that, if said vehicle is released in favour of the applicant, he may change the structure of the vehicle or may sell it. Said vehicle is an important piece of evidence in the case. Hence,

he prayed to reject the application. Investigation Officer submitted that he has no objection to hand over interim custody of motorcycle to applicant.

05. It appears from record that, the muddemal described in Exh- 05 viz. aforesaid vehicle is seized by the Karanja Gramin police station, Dist.- Washim in Crime No. 354/2026, registered for the offence punishable under Section 303(2) of Bharatiya Nyaya Sanhita. Vehicle is lying at police station idle. The trial would not be concluded in near future. So it is obvious that, the vehicle will get damaged and would become junk day by day. Therefore, this Court is of the view that, no purpose would be served in keeping the seized vehicle lying in the police station till conclusion of the trial.

06. In support of his contentions, applicant has filed Verified copies of Registration Certificate of the vehicle and of his UID card. Verified copy of Registration Certificate shows that, applicant is the registered owner of the seized vehicle. If applicant is directed not to sell, alter, change in the vehicle and also produce the said vehicle before the Court as and when ordered, the purpose would be served.

07. Thus, from the above circumstances and in view of directions of the Hon'ble Supreme Court in case of *Sundarbhai Ambalal Desai And C. M. Vs. State Of Gujarat (AIR 2003 SC 638)* (paragraph 17) this Court is of the

considered view that, applicant is entitled for interim custody of the above motorcycle on furnishing Indemnity Bond. Hence, the order.

ORDER

1. Application is allowed.
2. In-charge Police Officer of Karanja Gramin police station, Dist.- Washim is directed to release **Splendor Pro DRS Hero** motor-cycle of **Motocorp Company** bearing registration No. **MH-29-AP-7515**, seized in Crime No. 354/2026 in favour of applicant **Vinod Datta Bawane** on furnishing Indemnity Bond of ₹ 60,000/- (In word ₹ Sixty Thousand only) with condition that he shall not sell, alter, change in the vehicle and also produce the said vehicle before the Court as and when ordered.
3. The Investigation Officer shall prepare the necessary detailed panchanama counter signed by the applicant with photographs while releasing the vehicle in favour of applicant.
4. Investigation Officer is directed to file Supurtnama along with final report/charge-sheet.

5. Issue writ to the concerned police station accordingly.

Karanja Lad
Date: 31.07.2026

(P. D. Deore)
Judicial Magistrate First Class,
Karanja (Lad)

<u>CERTIFICATE</u>		
I affirm that the contents of this P.D.F. file Order is same word to word as per the original order.		
Name of Steno.	:-	Shivam B. Patange (LG)
Court Name	:-	Jt.C.J.J.D. & J.M.F.C. Karanja (Lad)
Date of Order	:-	31.07.2026
Order signed by P.O.	:-	31.07.2026
Order uploaded on	:-	31.07.2026