

**IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS, COURT
NO. 6, NAGPUR**

MHNG030081502026

Cri.M.A. No.1389/2026

- Ashwin Vs. State



Applicant : **Shri Ashwin Vinod Meshram,**
Aged – 33 years, Occ.- Private,
R/o. Indora, Sadhu Mohalla,
Kamptee Road, Nagpur.

-Versus-

Non-applicant : State of Maharashtra,
Through Police Station,
Koradi, Nagpur.

ORDER BELOW EXH. 1
(Dated 22nd April, 2026)

Applicant **Shri Ashwin Vinod Meshram** has filed this application seeking interim custody of the laptop i.e. Asus company which is seized by Police Station, Koradi, Nagpur in Crime No. 61/2026 for the offence punishable under Section 4, 5 of Prevention of Gambling Act. He has contended that, the said seized laptop belongs to him and if it is kept lying with the Police Station Koradi, Nagpur it would cause damage to it and thus would decrease its efficiency. Hence, prayed for interim custody of the seized muddemal.

2. APP and I.O. has strongly objected for handing over the above mentioned laptop on the ground that, the laptop was used in commission of crime and it was seized in a raid where accused persons were caught gambling on T20 cricket series. The present applicant is the accused in this crime and he was found betting. The laptop is electronic device which can be easily tampered, sold or destroyed. Therefore, their laptop being

substantial piece of evidence cannot be released until filing of charge-sheet. Hence, application deserves to be rejected.

3. Considered application along with documents, say of APP and IO. Heard both parties. The applicant has filed copy of FIR, copy of Adhar card, verified copy of laptop bill. Considered the submission of Ld. Advocate for the applicant and Ld. APP. The Say of I.O. shows that accused have been alleged to have committed offence under Section 4, 5 of Prevention of Gambling Act. The applicant is also an accused in above mentioned crime alongwith other accused persons. The seized laptop was seized from the applicant in a raid in above mentioned crime. The FIR clearly mentioned that the said laptop was seized from the spot of incident and on inspection while raid, the transactions and accounts of betting were maintained him the said laptop. This makes the seized laptop a primary strong material against the accused persons. The investigation still being in progress indicates that the forensic analysis of the said electronic evidence is still pending. Therefore, the said laptop could not be returned at this stage. Considering the nature of this offence, it appears that these laptop have been used in commission of crime and they form part of evidence and charge-sheet. The investigation is in progress and charge-sheet is yet to be filed. Therefore, considering the stage of proceeding and that the seized laptop may form the part of evidence, they cannot be released at this stage. Therefore, this application is not tenable. Hence, following order :-

ORDER

Application is rejected.

Dt.22.04.2026

(Smt. A.K.Bankar)
J.M.F.C. Court No. 6,
Nagpur.