



Cri.M.A. No. 76/2026
Mangesh Lakhmapure Vs. State
CNR No.MHCH090006972026

ORDER BELOW EXH.1

1. This is an application for return of four wheeler Agriculture Tractor (LMV) Mahindra and Mahindra Ltd. model name YUVO TECH + 575 DI, bearing Chassis No. MBNPFALBEPNB03412, Engine No. NPB2GJE0044 under section 503 of B. N. S. S. on contention that Police Station Gondpipri has seized the said vehicle in crime No. 334/2026 and it is lying in the said Police Station without any use. He is the owner of the said vehicle. Therefore, prayed to return the said vehicle to him.
2. Investigating Officer of Police Station Gondpipri has filed his say below Exh.5. He has objected to hand over the custody of the vehicle to the applicant on the ground that the applicant may use the vehicle to commit similar kind of offence. Ld. A.P.P. has strongly apposed and submitted that if said vehicle released he may repeat same type of offence. Therefore, he prayed to reject the application.
3. Perused the application, say of I.O. and Ld. APP. Heard learned advocate for the applicant.
4. Admittedly the Agriculture Tractor (LMV) Mahindra and Mahindra Ltd. model name YUVO TECH + 575 DI, bearing Chassis No. MBNPFALBEPNB03412, Engine No. NPB2GJE0044 is seized by Police Station Gondpipri in crime No. 334/2026 and it is lying in a Police Station without any use. The applicant has produced verified copy of Registration certificate of the vehicle and verified copy of Aadhar Card. No purpose will be served keeping the said vehicle in the Police Station in idle condition. The object and scheme of the

provisions of the code appear to be that where the property which has been subject matter of an offence is the seized by the police, it ought not to be retained in the custody of the court or of the police for anytime longer than what is necessary. The property should be restored to the original owner or person entitled to the possession of it. The applicant has shown his ownership over the said seized vehicle. Considering say of I.O. it is necessary to impose some conditions. Therefore, applicant is entitled to return the said vehicle to him on conditions. Resultantly, I proceed to pass the following order.

ORDER

1. Application is hereby allowed.
2. Agriculture Tractor (LMV) Mahindra and Mahindra Ltd. model name YUVO TECH + 575 DI, bearing Chassis No. MBNPFALBEPNB03412, Engine No. NPB2GJE0044 be returned to the applicant temporarily on executing indemnity bond of Rs. 5,00,000/- on condition not to dispose of or to make any changes or alteration in said vehicle and to produce before this Court as and when necessary.
3. Applicant shall not use the vehicle in commission of crime.
4. The I.O. is directed to take the photographs and draw the panchanama of it before handing over to the applicant and intimate to the Court the date of delivery of said vehicle.

(Sd-)

(U. P. Shinde)

Date : 21/08/2026

Judicial Magistrate, First Class,
Gondpipri