

**IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS
FOR THE TRIAL OF CASES RELATING TO ATROCITIES AND SEXUAL
VIOLENCE TOWARDS WOMEN AND CHILDREN, KOZHIKODE**

**Present :- Sri. Mohan George
Addl. District & Sessions Judge**

**Wednesday, the 29th day of January, 2025
(1946 Magha, 9)**

**CRIMINAL MISCELLANEOUS PETITION No. 54/2025
Crime No. 712/2024 of Mukkam Police Station**

Between:-

Ansil K.K, aged 41 years, S/o Alikoya, Kaipurath Kandy House, Iyyad P.O, Sivapuram Village, Koyilandy Taluk Rep by P A Holder Muhammed Jamal P, Aged 25 years, S/o Ali Akbar, Parakkambalath House,, Elattil P.O, Kizhakkoth, Koduvally, Kozhikode.	Petitione/ Accused
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And:-

State rep. By S.H.O. Mukkam Police Station (Crime No.712/2024) Rep. by Public Prosecutor, Kozhikode	}	Respondent/ complainant
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This petition coming on this day for hearing before me in the presence of **Sri. Muhammad Arif K P**, Advocate for the petitioner and the Addl. Public Prosecutor for the State, the court passed the following:-

ORDER

This is a petition filed under section 497 of Bharatiya Nagarik Suraksha Sanhita, seeking release of vehicle bearing registration No. KL-56-R-8944 seized in Crime No.712/2024 of Mukkam Police Station.

2. According to the petitioner, vehicle No. KL-56-R-8944, was seized by the respondent/police in connection with the investigation in Crime No.712/2024 of Mukkam Police station. The petitioner is the registered owner of the vehicle. No one else is having any right over the vehicle. The vehicle is lying exposed to sun and rain and if it is not released to the petitioner, it will get ruined. The petitioner is ready to produce the same as and when required by this court. Hence the petition.

3.The prosecution filed report stating that if the vehicle is released to the petitioner, there is possibility of selling or disposing of the same. The vehicle is also not likely to be produced during the trial of the case. Hence it shall not be released.

4.Heard both sides.

5.The copy of registration certificate of the said vehicle produced, reveals that it is owned by the petitioner. The copy of insurance certificate of the said vehicle produced, shows that there is valid insurance coverage for the same. I find force in the submission of the learned counsel for the petitioner that the said vehicle, which is lying exposed to sun and rain, is likely to get ruined if it is not released to the petitioner. I am therefore inclined to allow the petition and release the said vehicle to the petitioner on the following conditions:

1.The petitioner shall produce the original registration certificate and insurance certificate of the said vehicle for the purpose of verification.

2.The petitioner shall execute a bond for ₹ 2,00,000/- (Rupees Two Lakh only) with two solvent sureties each for the like sum.

3.The petitioner shall produce the photographs of the said vehicle showing all four sides and number plates along with the CD, attested by the Station House Officer.

4.The office shall prepare a Panchanama of the said vehicle.

5.The petitioner shall not alienate the said vehicle and shall not make any alterations or modifications to the vehicle without the permission of this court.

6.The petitioner shall produce the said vehicle before this court as and when directed.

In the result, the petition is allowed.

(Dictated to the Confdl. Asst., transcribed by her, corrected and pronounced by me in open court on this the 29th day of January, 2025).

Sd/-

ADDL. DISTRICT & SESSIONS JUDGE

**Fair/Copy of Order
In Crl.M.P No. 54/2025
Dated: 29.01.2025.**