

IN THE COURT OF JUDICIAL I CLASS MAGISTRATE, CHAVARA

**Present :- Sri.Binu P
Civil Judge(Junior Division), Chavara**

15th day of June, 2026

CMP 03/2026 in CC667/2026

Chavara Thekkumbhagom Police Station in Crime No.467/2026

Petitioner/Accused : Amala Jose, D/o Jose George,
Thundil padinjattathil,
Arinalloor PO, Thevalakkara.

(By Adv.Abdul Khasim N)

Respondent : State-represented by the SHO,
Chavara Thekkumbhagom Police Station.

(By APP Smitha N)

Order : Application is allowed.

This petition having been heard today the court passed the following:-

ORDER

This is a petition filed U/s.497 of BNSS, for release of vehicle seized by Chavara Thekkumbhagom police station in crime No.467/26.

2. The petition is states that the motor cycle bearing registration No. KL-23-Q-1436 Dominard D400 ABS BS IV is seized and produced before the court. The petitioner is the owner of the vehicle. The petitioner contended that if the vehicle is kept in the Chavara Thekkumbhagom Station premises unattended, the parts of the vehicle may get damaged and the vehicle may become valueless.

3. The above said vehicle seized and produced before court as TR273/2026.

4. Copy of the petition was served to the learned Assistant Public Prosecutor. Report was also filed by the Sub Inspector of Police, Chavara Thekkumbhagom stating that they have objection in releasing the vehicle.

5. Heard and perused the record. The petitioner has produced the copy of RC and insurance certificate and case is already disposed as accused convicted and sentenced to pay fine Rs.4000/- In the light of ***Sunder Bhai Ambalal Desai v. State of Gujarat (AIR 2003 SC 638)***, I am inclined to release it to the petitioner. So the petition is allowed and the vehicle released to the petitioner on the following conditions:-

1.The petitioner shall execute a bond for Rs. 1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum.

3. The Petitioner shall produced the original insurance and RC particulars for verification.
4. The petitioner shall furnish 4 photographs of the vehicle taken for different angles duly countersigned by the petitioner and the SHO of the concerned station.
5. The vehicle shall not be alienated and it shall be produced before the court as and when demanded.
6. The petitioner shall not use the vehicle for commission of similar offences

Pronounced in open court this the 15th day of June, 2026.

SD/-

Civil Judge(Junior Division), Chavara

