

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE,  
PAYYANNUR**

Present: Kum. Lakshmipriya. T. K.,  
Judicial First Class Magistrate.

Monday, the 11<sup>th</sup> day of May, 2026/21<sup>st</sup> day of Vaisakha, 1948

**C.M.P. 02/2026 in Crime No.1176/2025 of Pariyaram MC PS**

Petitioner : Mary Joy,  
Represented by her Power of  
Attorney Holder, Midhun  
Kumar. E., S/o Bhaskaran E,  
Aged 31 years, Erinjikkadavan,  
Naduvil P O.

(By Adv. Sri. Dipin Kumar. M R)

Respondent : The SHO, Pariyaram MC PS  
Crime No.1176/2025,

(By APP Grade-I, Payyannur)

Order : The petition is allowed.

This petition came up for consideration during today's proceedings and the court passed the following:

**ORDER**

1. This is a petition filed u/S 497 of BNSS for interim custody of Red colour Swift VXI motor car bearing registration No. KL 39 P 8902. The offence alleged against the accused is u/s 331(4),305,313 of BNS & S. 39 r/w 192 of MV Act.

2. The petitioner submitted that he is the power of attorney holder of the owner of the above said vehicle. The Pariyaram MC police seized the

above said vehicle in connection with the above crime and produced before the court. The petitioner further submitted that for the day today affairs the car is highly necessary to the petitioner. So in the interest of justice it is just and necessary to release the vehicle to this petitioner for interim custody. The petitioner produced documents showing that he is the owner of the vehicle. Hence this petition.

3. I have called for a report of Pariyaram MC police station. No serious objection raised by the investigating officer.

4. Heard both sides.

5. On perusal of the records, the Red colour Swift VXI motor car bearing registration No. KL 14 X 4455 has been produced before the court and received as RP No. 09/2026. On perusal of records it is seen that the police reported that the vehicle No. KL 14 X 4455 is a forged number and the real number is KL 39 P 8902. The offence alleged against the accused is u/s 331(4),305,313 of BNS & S. 39 r/w 192 of MV Act. Ongoing through the materials before the court, I am of the view that police got sufficient time for verification. Moreover, no other person claimed the property before the court. Keeping the vehicle exposed to the climate changes will cause irreparable damages. Hence, I am of the view that the petition can be allowed on conditions. Hence the petition stands allowed on the following conditions:

1. The petitioner shall execute a bond for Rs.5,00,000/- each (Rupees five lakhs only) with two solvent sureties each for the like sum.

2. The Petitioner shall produce the original RC and insurance certificate of the vehicle for verification.

3. The Petitioner shall not alter or alienate or transfer the vehicle.

4. The petitioner shall produce 4 laminated photographs from 4 angles and also showing the register number of vehicle duly attested by SHO, Pariyaram MC PS.

5. The petitioner shall produce the certificate u/s 63 of Bharatiya Sakshya Adhinyam 2023.

6. Petitioner shall produce the vehicle as and when directed by this court.

7. The SHO, Pariyaram MC PS shall prepare panchanama before handing over the possession of the vehicle to petitioner.

8. The petitioner shall file an affidavit by undertaking that he would comply the direction number 3 and 6.

(Dictated to Confidential Assistant, transcribed and typed her, corrected and pronounced by me, on 11<sup>th</sup> day of May, 2026)

Sd/-  
Judicial First Class Magistrate,  
Payyannur.

//True copy//

Judicial First Class Magistrate,  
Payyannur.