

IN THE COURT OF THE SESSIONS JUDGE/SPECIAL JUDGE FOR
THE SCHEDULED CASTES AND THE SCHEDULED TRIBES
(PREVENTION OF ATROCITIES) Act., THODUPUZHA

Present:

Sri. SANU.S.PANICKER, SESSIONS JUDGE/SPECIAL JUDGE
Monday the 15th day of June, 2026/25th day of Jaishta, 1948.

CRIMINAL M.P. No. 1/2026

(Crime No.97/2026 of Thodupuzha Police Station)

Petitioner: Sarath Chandran C., aged 36 years,
s/o.Chandran, Valeveli House, Panapalli P.O.,
Cherthala Taluk, Alappuzha District.

By Adv.Sri.Prince J.Pananal.

Respondents: State of Kerala, represented by the
Deputy Superintendent of Police, Thodupuzha.

By Adv. Sri. Saneesh S.S.
Special Public Prosecutor, Thodupuzha.

This Petition coming on for hearing before me on 15.06.2026 in the presence of the above counsel and the Court on the same day passed the following:

ORDER

Heard both sides.

2. The petitioner seeks release of a Motor Cycle bearing Registration No.KL-43-J-9597, seized by the police in connection with Crime No.97/2026 of Thodupuzha Police Station.

3. The petitioner claims to be the registered owner of a vehicle bearing Registration No.KL-43-J-9597, which has been seized by the Thodupuzha Police in connection with Crime No.97/2026, alleging

offence punishable U/s.329(3), 118(1), 296(b), 324(4), 351(2) and 3(5) of Bharatiya Nyaya Sanhita and section 3(1)(s),3(1)(r) and 3(2) (v a) of the Scheduled Caste and the Scheduled Tribe (Prevention of Atrocities) Act.

4. At the hearing, Mr.Prince.J.Pananal, the learned counsel appearing for the petitioner submitted that the petitioner is not an accused in the crime, who had no knowledge about the commission of crime by the accused by using his vehicle. He further submitted that the said Motor Cycle is necessary for his day to day affairs and now the vehicle is kept in the premises of Thodupuzha Police Station, and if the vehicle is put idle for long time, the petitioner will put to irreparable injury and hardships. He therefore prays for the release of the vehicle on condition.

5. It is to be noted that the petitioner is not an accused in the crime and having considered the nature of offence, I am of the view that a custody of the vehicle is not at all required for the purpose of investigation or trial. Further, if the vehicle is kept idle for a long time, it will cause reduction of its utility and value and in that event, the owner of the vehicle would be the ultimate loser.

In the result, the vehicle bearing Registration No.KL-43-J-9597, is ordered to be released in favour of the petitioner on his executing a bond

of ₹25,000/- (Rupees Twenty five thousand only) with a solvent sureties with following further conditions:

1. He shall not transfer or alienate the vehicle without the permission of this court.
2. He shall not use the vehicle for any illegal purpose during its interim possession.
3. He shall produce the vehicle before the court as and when required.
4. The Inspector, Thodupuzha Police Station shall make necessary arrangements to take three photographs of the vehicle at the expense of the petitioner and thereafter the Inspector and the petitioner shall sign on the reverse side of the photographs and produce the same before this court, which shall form part of the record.
5. The petitioner shall produce original Registration certificate of the vehicle or its certified copy before this court immediately.

With the above conditions, the petition stands allowed.

Dictated to the Confidential Assistant, transcribed and typed by her, revised and corrected by me and pronounced on this the 15th day of June, 2026.

Sd/-
SANU.S.PANICKER
SESSIONS JUDGE/SPECIAL JUDGE