

IN THE COURT OF THE JUDICIAL MAGISTRATE No.I AT ARIYALUR

**Present: Tmt.R.Sangeetha Sekar, B.A., B.L.,
Judicial Magistrate No.I, Ariyalur.**

**Thursday, the 14th day of May 2026
Crl.M.P.No.722/2026 in Crime No.147/2026
(On the file of the Ariyalur P.S.)**

Ravi
S/o.Vengadasamy
No.2/175, Perumal Kovil Street,
Guddalur Village & Post,
Ariyalur District.

- Petitioner/Defacto Complainant

Vs.

State represented by:
Inspector of Police,
Ariyalur Police Station,
Cr.No.147/2026.

- Respondent/Complainant.

This application is coming before me in the presence of Counsel for the Petitioner Thiru.P.Manmatharaja,B.A.,B.L., and learned Assistant Public Prosecutor - Grade II appearing for State and upon perusing the material records and hearing for both sides and having stood over for consideration till date, this court delivers the following,

Order

1. Heard both sides and perused the materials placed on the record.

2. The petitioner has filed this application U/s.503 & 497 of BNSS. The Petitioner stated the vehicle Hero Passion Pro bearing Reg.No.TN46 Y 8998 involved in this case, belongs to me. The vehicle was sold by the accused, the police had been recovered from the amount sum of Rs.20,000/- in to custody by the Police. The petitioner filed a complaint on 25.04.2026 and case registered by the respondent police in Ariyalur P.S. Cr.No.147/2026 u/s.303(2) BNS. The cash has been seized by the Respondent Police.

3. The Ariyalur Police investigated and apprehended the person involved and recovered Rs.20,000/- (Rupees Twenty thousand only) from them. The said cash was recovered by the respondent Police and was submitted before this Hon'ble Court in R.P.No.62/2026. The petitioner prayed to hand over the said cash to him as interim custody.

4. The Petitioner would also submit that he would undertake to produce the above cash before this court for hearings as and when required by this Hon'ble court and not to alter the nature or destroy the above, if interim custody is ordered in favour of the petitioner. Unless interim custody is order in favour of the petitioner, the petitioner will be put to serious loss and hardship.

5. Since the prosecution has submitted that if the cash will be given as interim custody to the petitioner, the petitioner will not produce the property during trial and there are chances for the petitioner to alter the nature or description of the above cash. Hence the prosecution strongly objects to return the property.

6. Now, it has to be decided whether the Petitioner is entitled for the interim custody of said properties or not.

7. On perusal of records the Petitioner filed this Petition U/s. 497 of BNSS. The above said property was produced before this court by the respondent Police and received by this court as case property in R.P.No.62/2026. Perusal of Section 497 of BNSS. clearly empowers the Court to pass appropriate orders with regard to property for the proper custody till pending conclusion of inquiry or trial.

8. On hearing rival submissions and after careful consideration and also after perusal of materials, the ownership of this petitioner was not denied by the Prosecution. This court inclined to decide that the petitioner is entitled for interim

custody of the Cash Rs.20,000/-. Therefore in view of foregoing discussions, this application stands allowed upon the following conditions:-

1. The Petitioner shall execute a bond for Rs. 10,000/- with two sureties for like sum.
2. The Petitioner shall file three dimension photograph of cash Rs.10,000/- duly authenticated and certified by Petitioner and detailed Panchanama shall be prepared.
3. The Petitioner shall file an undertaking affidavit to the effect that he will neither alter, nor tamper with the physical appearance of said properties.
4. The Petitioner shall produce the said property in the same physical condition before this court, when he is required to do so.
5. The Owner of the property should be identified the respondent police.

Directly dictated to steno typist and typed by her, corrected and pronounced by me in open court on this 14th day of May 2026.

Judicial Magistrate No.I,
Ariyalur.