

IN THE COURT OF THE JUDICIAL MAGISTRATE NO.I, CHIDAMBARAM

**Present : Selvi.M.Mayadevi, B.A., LL.B.,
Judicial Magistrate No.I, Chidambaram.**

Monday, the 30th day of March 2026

CrI.M.P.No.326/2026

Mageswaran S/o Mannangatti

....Petitioner/Owner

/Vs/

State of Tamilnadu

Represented by

SHO. Killai P.S.,

Cr.No.6/2026

U/s 309(4) BNS

....Respondent/Complainant

This petition is coming for hearing before me on this day in the presence of Ms.D.Jayasudha, Advocate for the Petitioner/Owner and Tmt.D.Devasundari, Assistant Public Prosecutor Grade No.I for the Respondent/Complainant and this Court made the following:

ORDER

1. The petition is filed U/s 497 & 503 BNSS to return the property in C.P.No.11/2026 in Cr.No.6/2026, U/s 309(4) BNS of Killai Police Station.

2. The petitioner/accused in his affidavit stated that the **Item No.1-Honda two wheeler bearing Reg.No.TN91Q4278 (Engine Number: JC94EG0524915 & Chassis Number: ME4JC944BRG058650)** belongs to him and that the same was seized in above said Cr.No.6/2026 and it may be returned to him for interim custody with conditions as deemed by the Hon'ble court.

3. Reply received from police and A.P.P. They have strongly objected to return the Case property to the petitioner. The ownership and possession of the petitioner is not denied by the prosecution.

4. Both sides arguments heard and perused the documents. The ownership of the petitioner and possession of the property is not denied by the respondent. On

Considering the petitioner's plea, this court is inclined to allow the petition and order to return the **Item No.1 - CP.No.11/2026, Honda two wheeler bearing Reg.No.TN91Q4278 (Engine Number: JC94EG0524915 & Chassis Number: ME4JC944BRG058650)** for interim custody to the petitioner with the following conditions.

- i. The petitioner shall execute a bond for Rs.80,000/- with one surety to satisfaction of this court.
- ii. The Petitioner should be identified by his counsel. He must produce residence proof.
- iii. The Petitioner should not alienate and alter the property.
- iv. The petitioner shall take photograph of the C.P along with the petitioner in different angles.
- v. The petitioner shall produce the case property as and when required by this court.
- vi. The original RC Book shall be deposited to the Court (or) in case of Pledged RC Book to any of Loan Institution in respect of handing over the interim custody of the vehicle authorizing Letter or No Objection certificate to be Produced.
- vii. The petitioner shall file an affidavit of undertaking stating that he will not change, sell, dispose of in any other manner the property and he will cause production of the same before the court as and when required.
- viii. If the R.C.Book pledged, the certified xerox copy of R.C. Book to be produced.

The Order was dictated by me to the Steno-Typist, who typed in computer corrected by me and pronounced in open court on 30th day of March 2026.

Judicial Magistrate No-I,
Chidambaram.