

**IN THE COURT OF THE JUDICIAL MAGISTRATE NO.II, AT
CHENGALPATTU**

Present:-Tmt. S. Sahaana, M.A.,M.L.,M.A.,
Judicial Magistrate No-II, Chengalpattu
Wednesday, the 18th day of March 2026.
Crl.M.P. No. 428 of 2026 in Cr.No.705 of 2023

S. Gopinath, aged about 40 years,
s/o. E. Sampathkumar,
No.375/1, Muthu Mariamman Koil Street,
Periya Melamaiyur Village,
Chengalpattu Taluk and District.

...Petitioner.

/Vs/

The State
Represented by
Inspector of Police,
Chengalpattu Taluk Police Station.
P.I.No.78/2026.

.... Respondent

This Petition came up for final hearing before me in the presence of M/s. R. Rathishkumar, learned Counsels for Petitioner and learned Assistant Public Prosecutor Grade II for Respondent. Upon perusing the records and upon hearing and having been stood over for consideration of this Court till this day, this Court has delivered the following

ORDER

1. The property Application is filed under Section 497 and Section 503 of BNSS.
- 2. Brief averment of the Petition filed by the Petitioner is as follows:**

The Petitioner herein is the owner of the property namely Ambassador car bearing registration No.TN-09-M-9009. The Ambassador car was recovered by the Respondent Police. Hence, the Petitioner filed this Petition seeking to produce the seized property and request to handover the Ambassador car bearing registration No.TN-09-M-9009 which was seized by the Respondent Police as the interim custody.

3. Brief averment of the Reply by the Police / Prosecution:

The petitioner is the owner of the property. If the case property is returned, the petitioner may alienate/dispose the same and the prosecution can not prove the case

during trial. Hence this petition may be dismissed.

4. Point for determination:

Whether this Application can be allowed or not?

5. Discussion:

Heard. Records perused. On perusal of records, it reveals that the Petitioner has filed a Petition u/s 497 and 503 of BNSS seeking the relief to produce the seized Ambassador car bearing registration No.TN-09-M-9009 and request to hand over the property to the Petitioner as Interim Custody.

6. On perusal of records, further, it reveals that the Respondent Police registered an FIR in Cr. No. 705 of 2023, offences u/s.294(b), 342, 323, 364(A), 506(2) of IPC and the property Ambassador car bearing registration No.TN-09-M-9009 also seized and produced before this Court. On going through the records, it reveals that the alleged property that is Ambassador car bearing registration No.TN-09-M-9009 is used for the commission of alleged kidnapping the defacto complainant for ransom. Since, the offence is grave in nature and also sensational in nature, if the case property is returned to the petitioner, the petitioner may alienate/dispose the same and may involve the alleged vehicle in same and similar kind of offence. Hence, on considering above and in the interest of justice, this petition is dismissed.

7. In the result, this Petition is dismissed.

Dictated to the Typist, directly typed by her, corrected and pronounced by me on this 18th day of March 2025.

Judicial Magistrate No.II,
Chengalpattu.