

**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  
Thursday, the 02<sup>nd</sup> day of April 2026.  
Crl.M.P. No. 603 of 2026 in Cr.No.612 of 2025

Loganathan, age – 42  
s/o. Neelakandan

... Petitioner

Vs

State Represented by,  
Inspector of Police,  
Chengalpattu Taluk Police Station.

...Respondent/Complainant

This Petition came up for final hearing before me in the presence of M/s. K. Mohan, K. Sundaramoorthy, M. Naveen, Counsels for Petitioner and learned Assistant Public Prosecutor Grade II for Respondent. Upon hearing both side arguments and upon perusal of available records this Court made 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 Hero Splendor Plus Drum motor cycle bearing registration No.TN-19-H-6168. The Hero Splendor Plus Drum motor cycle was recovered by the Respondent Police. Hence, the Petitioner filed this Petition seeking to produce the seized property and request to handover the Hero Splendor Plus Drum motor cycle bearing registration No.TN-19-H-6168 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 Hero Splendor Plus Drum motor cycle bearing registration No.TN-19-H-6168 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.612 of 2025 for the offences u/s 103(1), 296(b), 324(4), 351(3) of BNS and the property Hero Splendor Plus Drum motor cycle bearing registration No.TN-19-H-6168, also seized and produced before this Court. On going through the records, it reveals that the offence is grave in nature and the property is allegedly used for commission of offence. Further, 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 02<sup>nd</sup> day of April 2026.

Judicial Magistrate No.II,  
Chengalpattu.