

**IN THE COURT OF THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
THIRUPORUR**

Present: Thiru.K.Nilavarasan, B.A., B.L.,
District Munsif cum Judicial Magistrate, Thiruporur.

Tuesday, the 24th day of March, 2026

CMP. No.196/2026 in Cr.No.423/2025

M/s. Samy Agencies,
Rep by its Owner Mr. Vellaisamy,
S/o.Vengadachalabathi,
No.9, Krishna Nagar,
Veeranam Road, Santhankuppam,
Kelambakkam, Chengalpattu.

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Petitioner/Owner of the Vehicle

-Vs-

The State Represented by
The Inspector of Police,
Kelambakkam Police Station,
Cr.No.423/2025,
U/s. 123, 351(3) BNS.
Sec.6(b) r/w.24(1) COTPA Act &
Sec.77 Juvenile Justice Act.

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Respondent /Complainant

This petition came up on this day for final hearing before this Court in the presence of Mr. R. Authiram, learned Counsel for the petitioner and the Assistant Public Prosecutor Gr.I for the respondent and upon perusing the documents and having stood over for consideration till this date, this court made the following,

ORDER

1. The petition is filed under section 497 r/w 503 BNSS 2023 to direct the respondent to produce the vehicle and return the vehicle bearing Regn.No.TN-14-AE-9446 as interim custody.

2. In the petition, it is stated that the petitioner is the owner of the vehicle Four wheeler, Tata Motors Ltd., Tata Ace Gold, Petrol, Irish Cream Colour, bearing Regn.No.TN-14-AE-9446, Engine No.275MPF103GWXS86603 Chassis No.MAT559034PVG36093. The vehicle was seized by the respondent. The vehicle is kept in open at the respondent police station. Hence, filed this application to direct the respondent to produce the vehicle and to return the vehicle bearing Regn.No. TN-14-AE-9446 as interim custody.

3. A notice was issued to the respondent. A detailed reply was submitted by the Respondent police.

4. The arguments heard on the side of counsel for the petitioner. The counsel for the petitioner argued that, the petitioner is the owner of the property. The property was seized by the respondent. He is ready to produce the property whenever necessary. Hence, prayed to allow the application. The Respondent has raised formal objections to release the property to the petitioner.

5. The entire records perused. On perusal of the records, the property was seized by the respondent on 01.11.2025. The property was produced before this court on 23.03.2026 and was numbered as PI.No.80/2026, dated 23.03.2026.

6. On considering the facts and circumstances of this present case, the fact that petitioner is the owner of the vehicle, and considering the guidelines given by Hon'ble Supreme Court in Sundarbai Ammbalal's case, this court is inclined to return the property Four wheeler, Tata Ace Gold bearing Regn.No.TN-14-AE-9446 , as interim custody to the petitioner with the following conditions:-

(i) The petitioner shall file an affidavit undertaking that he will not to alter the shape, and also directed not to alienate the property.

(ii) The petitioner is directed to furnish one surety by executing a bond for a sum of Rs.4,50,000/- to the satisfaction of this court. The surety is directed to produce ration card and bank pass book for their identify and residential proof. Further the sureties are directed to furnish two photographs and directed to make thumb impression in the bond.

(iii) The petitioner is directed to submit the original RC Book of the vehicle before this court.

(iv) The Petitioner shall take photographs of the property, attest the same and produce before this court along with 63BSA certificate.

(v) The Panchanama shall be prepared as per rules.

Failing the above conditions, the order will automatically gets cancelled.

In the result, the petition is allowed with conditions.

Dictated to the Steno-typist directly, typed by her, corrected and pronounced this order by me on 24th day of March 2026.

**District Munsif-cum-Judicial Magistrate
Thiruporur.**