

**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.190/2026 in Cr.No.24/2026

Samsung Smart Plaza,
SRS Appliance, Rep by its Manager,
Mr. R.Vignesh, aged 32 years,
S/o.Ramesh,
No.82/03, OMR Rajiv Gandhi Salai,
Navalur, Vandalur Taluk,
Chengalpattu. ... Petitioner/Owner of the Property

-Vs-

The State Represented by
The Inspector of Police,
Thazhambur Police Station
Cr.No.24/2026 ... Respondent /Complainant

This petition came up on this day for final hearing before this Court in the presence of Mr. B.Samsudeen, 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 499 of BNSS to direct the respondent to produce the property and return the property namely **Mobile Phone (i) Samsung A26-1 No, (ii) SAMSUNG A06-3Nos, (iii) Samsung A17- 11Nos, (iv) Samsung A36- 6Nos, (v) Samsung A56 -3Nos, (vi) Samsung F17 -3Nos, (vii) Samsung**

Fold7 – 2Nos, (viii) Samsung Flip 7 -1No, (ix) Samsung S25 -2Nos, (x) Samsung S24 -2Nos, (xi) Samsung S25 – 2Nos, (xii) Samsung S25 Ultra – 3Nos, Total Mobile Phone -39Nos and (xiii) Tabs – 10nos, (xiv) Power Bank - 3Nos as interim custody.

2. In the petition, it is stated that the petitioner is the Manager in SRS Appliance and authorised person to file this petition to get the properties. The properties was recovered by the respondent. He is ready to produce before this court whenever necessary. Hence, filed this application to direct the respondent to produce the property and to return the properties namely **Mobile Phone (i) Samsung A26-1 No, (ii) SAMSUNG A06-3Nos, (iii) Samsung A17- 11Nos, (iv) Samsung A36- 6Nos, (v) Samsung A56 -3Nos, (vi) Samsung F17 -3Nos, (vii) Samsung Fold7 – 2Nos, (viii) Samsung Flip 7 -1No, (ix) Samsung S25 -2Nos, (x) Samsung S24 -2Nos, (xi) Samsung S25 – 2Nos, (xii) Samsung S25 Ultra – 3Nos, Total Mobile Phone - 39Nos and (xiii) Tabs – 10nos, (xiv) Power Bank - 3Nos** 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 Manager in SRS Appliance and authorised person to get the properties. The properties was recovered by the respondent. He is ready to produce the property whenever necessary. Hence, prayed

to allow the application. The Respondent Police has no objection release the property to the petitioner.

5. The entire records perused. On perusal of the records, the property was recovered by the respondent on 29.01.2026. The property was produced before this court on 23.03.2026 and was numbered as PI.No.82/2026 dated 23.03.2026.

6. On considering the facts and circumstances of this present case, the fact that petitioner is the owner of the property, and considering the guidelines given by Hon'ble Supreme Court in Sundarbai Ammbalal's case, this court is inclined to return the property namely **Mobile Phone (i) Samsung A26-1 No, (ii) SAMSUNG A06-3Nos, (iii) Samsung A17- 11Nos, (iv) Samsung A36- 6Nos, (v) Samsung A56 - 3Nos, (vi) Samsung F17 -3Nos, (vii) Samsung Fold7 – 2Nos, (viii) Samsung Flip 7 -1No, (ix) Samsung S25 -2Nos, (x) Samsung S24 -2Nos, (xi) Samsung S25 – 2Nos, (xii) Samsung S25 Ultra – 3Nos, Total Mobile Phone -39Nos and (xiii) Tabs – 10nos, (xiv) Power Bank - 3Nos**, as interim custody to the petitioner with the following conditions:-

(i) The petitioner is directed to furnish one surety by executing a bond for sum of Rs.23,61,655/- 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 surety is directed to furnish two photographs and directed to make thumb impression in the bond.

(ii) The petitioner shall take photograph of the property, attest the same and produce before this court.

(iii) 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.**