

IN THE COURT OF THE JUDICIAL MAGISTRATE ,UTHANGARI  
PRESENT: Thiru. D.Saravanan, B.A.,B.L.,  
Judicial Magistrate ,Uthangarai  
Wednesday the 18<sup>th</sup> day of March 2026  
Crl.M.P.No. 111/2026

Sivan S/o Chinnasamy

... Petitioner / Accused

/Vs/

State represented by:  
The Sub Inspector of Police,  
Samalpatti PS.,  
Cr.No. 35/2022

... Respondent / Complainant

This Petition coming on this day before me in the presence of Tr.M.Murugesan, Counsel for Petitioner/Accused and learned APP for prosecution and upon perusal of the case records and upon hearing the arguments on both sides this court passed the following:

**ORDER**

1. The instant petition is filed under section 489(1)(b) of BNSS by the petitioner seeking relaxation of the condition imposed on the petitioner on 04.03.2026.

**2. Averments of the Petition in brief:**

The learned counsel of the petitioner submitted that return of Rc Book was granted to the petitioner by this court in Crl.M.P.101/2026 on 04.03.2026 with a condition that the petitioner should surrender the Rc Book to this court on or before 01.04.2026. I request that the petitioner surrender the family card to the court and the condition that the original RC Book should be surrendered to the court on or before 1.04.2026 be relaxed.

**3. Reply of Respondent /Prosecution in brief:**

The Respondent Police/Investigating Officer and the learned APP stated that they strongly object to handing over the RC Book to the vehicle's owner, as there is a risk that the owner might abscond without producing the original RC Book; furthermore, they strongly oppose relaxing the conditions imposed upon the accused.

**4. Point for consideration:**

The point for consideration is that whether the petition can be allowed or not?

## **5. Discussion:**

I have heard the learned counsel appearing for the petitioner and perused the materials available on record. Upon such perusal, it is noted that the JCB vehicle bearing Registration No. TN 29 BW 6723, belonging to the petitioner, was seized and later surrendered before this Court. Subsequently, the petitioner was permitted to retrieve the said vehicle upon depositing the original Registration Certificate (RC) Book with this Court. The petitioner has now sought return of the original RC Book for the purpose of renewing the insurance policy of the vehicle, which requires submission of the original document before the insurance authority. Considering the circumstances of the petitioner, this petition is allowed. The condition requiring the petitioner to surrender his Family Card before this Court and to re-deposit the original RC Book on 01.04.2026.

In the result, this petition is allowed.

This order is directly dictated to Steno - Typist and typed by him in the Computer and corrections made over by me and pronounced in the Open Court on 18<sup>th</sup> day of March 2026.

Judicial Magistrate  
Uthangarai