

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE, KARUR

PRESENT : Thiru.R.Shanmugasundaram, B.Com., L.L.B.,

Principal District and Sessions Judge.

Friday, the 26th day of August 2022

Crl.M.P.No.1596/2022

CNR.No:TNKR-01-002744-2022

Dharmaraj

.. Petitioner/accused

/Vs/

The State represented by,

The Inspector of police,

Mayanur P.S.,

Cr.No.347/2017

..Respondent/Complainant.

This petition coming on for final hearing before me today in the presence of Thiru. M. Tamilselvan, advocate for the petitioner and of Thiru. N. Senthilkumar, Public Prosecutor appearing for the state and upon hearing the arguments of both sides and having stood over for consideration till this day, this Court has passed the following.

ORDER

This is a petition filed by the petitioner u/s.451 of Cr.P.C., seeking to return the original R.C. Book for renewal.

This a petition filed by the petitioner seeking to return the R.C. Book of Ashok Leyland bearing Registration No. TN-29-AM-4708 for the purpose of renewal of the vehicle. He submits that the petitioner got order for interim custody of the vehicle in Crl.M.P.No.4399/2017 dated 21.11.2017 from the learned Judicial Magistrate No.II, Kulithalai and he handed over the original R.C.book to the learned Judicial Magistrate No.II, Kulithalai. He further submits that due to administrative reasons, the cases in Mayanur P.S., has been transferred from the learned Judicial Magistrate No.II, Kulithalai to District Munsif-cum-Judicial Magistrate, Krishnarayapuram. Now, the R.C. Book was under the custody of the District Munsif-cum-Judicial Magistrate, Krishnarayapuram. He undertakes that he would return the original R.C. Book after purpose is served.

The learned Public Prosecutor does not have any serious objection to return the original R.C. Book and resubmission of the same before the Court after renewal.

Considering the submissions on both sides, this Court is inclined to return the original R.C. Book subject to the following conditions:-

The original R.C. Book of the Ashok Leyland bearing Registration No. TN-29-AM-4708 is ordered to be returned by the learned District Munsif-cum-Judicial Magistrate, Krishnarayapuram to the petitioner subject to execution of undertaking affidavit that the petitioner will return the original R.C. Book soon after the renewal of the Ashok Leyland on or as such other date as extended by this Court failing which the petitioner shall produce the custody of the vehicle to the Court concern. Call on 26.09.2022.

Pronounced by me in Open Court on this the 26th day of August 2022.

Sd./ R. Shanmugasundaram,
PRINCIPAL DISTRICT & SESSIONS JUDGE,
KARUR.

To
The Petitioner through counsel.
The District Munsif-cum-Judicial Magistrate, Krishnarayapuram.
Respondent through Public Prosecutor.