

In the Court of the Judicial Magistrate No.I, Arakkonam

Selvi.A.Ameena, B.B.A.,L.L.B(Hons).,
Judicial Magistrate No.I(FAC),
Arakkonam.

Friday, the 13th day of March 2026

CrI.M.P.No.1804/2025
(CNR.No.TNRP090-03156-2026)

Usharani, Age-40,
W/o. Shankar,
No.105, 4th street ,
Greasing Nagar,
Jothi Nagar,
Arakkonam Taluk,
Ranipet District.

... Petitioner/Property Owner

-Vs-

State represented by
Sub-Inspector of Police,
Town Police Station.
Arakkonam.
Cr.No.525/2025.

... Respondent/Prosecution

This petition came up before me for hearing on 13.03.2026, Learned Counsel Mr.N.Lakshmipathy appeared for the petitioner, Learned Assistant Public Prosecutor Grade-II appeared for the respondent, upon hearing both side and perusing the entire records, this Court delivers the following:-

ORDER

The Petition has been filed u/s.497, 503 BNS seeking interim custody of Two wheeler vehicle Honda Activa, Honda Motorcycle and Scooter Ltd bearing Registration Number TN-73-S-5785, ChassisNo.ME4JF509BHT198942, Engine No. JF50ET6198956 Colour- White.

2. On behalf of petitioner submitted that petitioner is owner of the Two wheeler numbered in C.P.No.21/2026 and if the Two wheeler kept in open place will destroy by sun and rain. On behalf petitioner submitted that if the property given to the petitioner as interim custody the petitioner ready to obey any

condition imposed by this Court.

3. On behalf of respondent stoutly opposed that if the property handover to the petitioner may be used for criminal offence and will not produce during trial and would modify and sold the same.

4. The point for determination is whether the petitioner is entitle to the interim custody of case property?

5. Heard both sides. Records perused. Considering that petitioner is Owner of the Two wheeler numbered in C.P.No.21/2026, considering that if the property kept idle it's value will diminish, considering the order passed by the Hon'ble Supreme Court of India in Sundarbai Ambala -Vs- State of Gujarat, considering that petitioner ready to obey condition imposed by this Court, this Court inclined to grant interim custody of the Two wheeler numbered in C.P.No.36/2026 to the petitioner on the following conditions:-

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| (i) | The petitioner shall execute a personal bond of Rs 50,000/- to the satisfaction of this Court. |
| (ii) | The petitioner shall furnish One sureties for a sum of Rs.10,000/- to the satisfaction of this Court. |
| (iii) | The petitioner should submit Photographs of the case property together with Sec 63 BSA Certificate. The petitioner should produce Xerox copy of RC Book before this Court. |
| (iv) | The petitioner should not alter or assign, tamper the case property. |
| (v) | The petitioner shall produce the above property as and when required by this Court and during trial. |

Finally, on the above said conditions this Petition is allowed.

Dictated by me to the Typist, who typed the same, corrected and pronounced by me in the open Court, on this the 13th day of March 2026.

Judicial Magistrate No.I(FAC),
Arakkonam.