

IN THE COURT OF THE JUDICIAL MAGISTRATE NO-I, SIVAGANGAI.

In the presence of Tmt.B.Vaishnavi, B.E., M.L.,

Judicial Magistrate No.II,

Sivagangai.(FAC)

Thursday on the 02nd day of July 2026

Crl.MP. No.949/2026

in

Crime No.309/2026

(On the file of Sivagangai Town Crime police Station)

Ramayee,
W/o.Rengan,
Samiarpatti,
Keelakondani,
Sivagangai District

.....Petitioner/Property owner

/VS/

State through the Inspector of Police,
Sivagangai Town Crime P.S,
Cr.No.309/2026

.....Respondent/Complainant

This Petition coming on this day for final hearing in the presence of Advocate Thiru.G.Karuppaiah, for the Petitioner/Property Owner and Assistant Public Prosecutor Grade II for the respondent/Complainant and upon perusing the records and hearing the both sides, this court passed the following.

ORDER

1. This Petition has been filed u/s. 497(1) and 503 of BNSS, 2023 seeking return of property of gold jewel remanded in PR.No.77/2026 (Item no.2) claiming that the said property was recovered by the police in connection to the FIR in Crime No.309/2026 registered for the offences u/s.304(2) of BNS.

2. The Learned Counsel for petitioner argued that petitioner is the owner of the (தங்க செபின் - சுமார் 2 1/2 பவுன்). Learned Counsel also submitted that the Petitioner is

ready to comply with any condition imposed by this Court. Hence, he prayed for interim custody of the gold jewel.

3. The respondent/police has submitted that they have no objection to return the above said property to the petitioner.

4. Both side heard and record perused. The properties (தங்க செபின் - சுமார் 2 1/2 பவுன்) have been remanded in PR.No.77/2026 (Item no.2) before this court. The petitioner/owner of the property has identified the property and there was no rival claims. As stated In Sunderbhai Ambala's case, it was observed by the Hon'ble Supreme court that the powers under sec 451 Cr.P.C (503 BNSS) should be exercised expeditiously and judiciously. Considering the contentions raised by the petitioner and other facts and circumstances of this case and keeping in mind the principles as enunciated in the judgment cited supra, this court feels that the petition is considered.

5. Hence this court is inclined to allow this petition on following terms in P.R.No. 77/2026 (Item no.2) , is ordered to be given interim custody to the petitioner, that

- a) The petitioner shall execute a personal bond of Rs.2,50,000/- for gold jewel to the satisfaction of this court.
- b) The petitioner shall produce photographs along with CD of the properties.
- c) The petitioner/Owner of the property shall execute a separate panchanama for gold jewels in the presence of the Head Clerk.
- d) The petitioner/Owner of the property shall produce the properties before this court, as and when required by this court.
- e) The petitioner/Owner of the property shall not transfer, alter the gold jewels and to produce the properties as and when directed by the court.

6. In the result, this petition is allowed with condition.

Dictated to steno-typist and typed by her and corrected pronounced by me in open Court on this the 02nd day of July 2026.

**Judicial Magistrate No.I, (FAC)
Sivagangai.**

