

IN THE COURT OF JUDICIAL MAGISTRATE, KANGEYAM

PRESENT : Miss. D. Thenmozhi., B.A., B.L.,L.L.M.,

Judicial Magistrate, Kangeyam

Monday, the 15th day of June, 2026.

E.Crl.M.P. No.207/2026

in

Crime No.152/2017 Uthiyur P.S

Nithya prabha,
W/o Panner selvam,
No.267-B, Sindhu textiles,
Avinashi,
Tirupur-641654

... Petitioner/ Owner of the property

/ Vs /

The State rep.by
The Sub-Inspector of Police,
Uthiyur Police Station,
Crime No.152/2017,
U/s. 379 IPC

... Respondent / Complainant

This petition has came up on 15.06.2026 for final hearing before me in the presence of Mr.S. ELANGO, B.A,LL.B, learned counsel appearing for the petitioner / Owner of the property and the Learned APP for the respondent and upon hearing both side and upon perusal of the records, this court delivers the following:

ORDER

1. This is an application for the Interim custody of the R.C. Book bearing Vehicle No. TN-39-CZ-9142.
2. The learned counsel for the petitioner, the owner of the property,

submitted that the petitioner has already obtained interim custody of the vehicle bearing Registration No. TN-39-CZ-9142 and had surrendered the original R.C. Book before this Court in P.R. No. 96/2017. The investigation has since been completed, the vehicle is already in the possession of the petitioner, and only the original R.C. Book remains in the custody of this Hon'ble Court. The petitioner requires the original R.C. Book for legitimate purposes and therefore seeks its return.

3. The respondent replied that he has objected to handover the same to the petitioner in interim custody.

4. This court considered the rival submissions made by both side. It is worth is mentioned here that though there is no condition is imposed to surrender the original R.C book, in the order of this court in CMP No.5140/2017 dated 26.12.2017. The petitioner surrendered the original R.C book before this court voluntarily. Considering the same and representations made by the petitioner and since the petitioner seeking the interim custody of the R.C. Book for the purpose of RTO proceedings, this court is inclined to allow this application by granting the original R.C. Book in interim custody with the following conditions:

I. The RC Book mentioned in the petition is ordered to be returned to the petitioner/owner on interim custody, subject to filing an undertaking and substituting the same with a true copy.

This petition is allowed accordingly.

Judicial Magistrate,
Kangayam