

**IN THE COURT OF THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
UTHUKULI**

Present : Thiru.B.Dharaneether B.A.,L.L.M.,
District Munsif cum Judicial Magistrate,
Uthukuli.

Dated : Friday, the 06th day of March, 2026.

CrI.M.P. No. 289 of 2026

CNR NO.TNTI23-000433-2026

N. Ramesh (51 of 2026),
S/o Nagaraj,
Door No. 1/1827-13,
Thottathu Palayam,
Nerupperichal,
Tiruppur Taluk,
Tiruppur District.

... Petitioner / Owner of the Property

-Versus-

The State,
Represented by the Inspector of Police,
Kunnathur Police Station,
Tiruppur District
Cr.No.33 of 2026
Under Sections 303 (2) of BNS

... Respondent / Complainant

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner seeking return of the case property namely Honda Shine Motor Cycle bearing

Registration No. TN 39 BK 6518, which was seized in connection with Crime No. 33 of 2026 on the file of Kunnathur Police Station.

The petitioner contended that he is the lawful owner of the above vehicle. It is stated that on 21.02.2026 at about 6.30 a.m., after visiting Perumal Temple at Kunnathur, he found that his motor cycle was missing and later the same was recovered by the police from the accused during investigation. The petitioner further submitted that the vehicle is essential for his day-to-day use and if it is kept idle in police custody, its value and condition will deteriorate.

The petitioner has undertaken that he will not alienate or encumber the vehicle and will produce the same before the Court whenever required.

Reply has been received from the respondent police. The learned counsel for the petitioner and the learned Assistant Public Prosecutor were heard. Upon hearing the prosecution and perusing the records, no serious objection survives for returning the vehicle to the petitioner, subject to appropriate safeguards.

Considering the nature of the property and the fact that continued retention of the vehicle in police custody would serve no useful purpose, this Court is of the view that the petition deserves to be allowed with suitable conditions. **In the result, the petition is allowed.**

The case property namely Honda Shine Motor Cycle bearing Registration No. TN 39 BK 6518 shall be returned to the petitioner N. Ramesh on the following conditions:

1. The petitioner shall execute a bond for a sum of ₹10,000/- (Rupees Ten Thousand only) with two sureties of like sum each to the satisfaction of this Court.
2. The petitioner shall not sell, pledge, alienate or alter the vehicle until disposal of the case or further orders of this Court.
3. The petitioner shall produce the vehicle before this Court as and when required during the course of investigation or trial.
4. Before handing over the vehicle, the Head Clerk shall prepare a detailed Panchanama of the vehicle, noting the registration number, engine number and chassis number.
5. Photographs of the vehicle from all angles shall be taken and submitted to this Court.

Dictated by me to Steno -Typist, typed by her in the computer, corrected and pronounced by me in open court on 06th day of March, 2026.

**District Munsif cum Judicial Magistrate,
Uthukuli.**