

IN THE COURT OF JUDICIAL MAGISTRATE, NANGUNERI

Present : Thiru.R.Boominathan, B.Sc, B.L.,

Judicial Magistrate, Nanguneri

Thursday the 12th day of March 2026

CrMP No.244/2026 in Cr. No. 630/2025

CNR No.TNTL20-001400-2026

Lakshmi,
S/o. Nadarajan.

.....Petitioner/Owner

/Vs./

The Sub Inspector of Police,
Nanguneri P.S.

.....Respondent/Complainant

This petition was filed by Thiru.L.K. Mariappan, B.A., B.L., Advocate coming on this day for hearing before me, on hearing both the sides and upon perusing the entire materials on record this court delivers the following...

ORDER

Reply Received:-

1. Heard both sides.

2. Petitioner has come forward with the present petition seeking return of property remanded in P.R.No.13/2026 Bajaj Pulsar bearing Registration No. Unknown (Chassis No. MD2A36FX7RCC78065, Engine No. JLXCRC65258) concerned in Nanguneri P.S.

3. Prosecution has objection to hand over the property to the petitioner. The objection is that the petitioner could sell the property on interim custody. Thus this petition may not be allowed.

4. Considering the fact that the petitioner is the owner of the property and has filed affidavit. The property remanded in Bajaj Pulsar bearing Unknown registration number is tallied with Engine number and Chassis Number of the RC book. The fact and this court is of the view that keeping the property in court custody will make it unfit for future use as held by the Hon'ble apex court in **Sundar Bhai Ambalal Desai Vs state of Gujarat (AIR2003SC638)**. Hence this court is inclined to allow this petition on condition that,

1. The petitioner/owner shall produced the 3 dimension photo copy of the property and produce **Original RC Book before this court.**
2. The petitioner/owner of the property shall not sell, alter or make any damages or cause any encumbrance over the property. The petitioner/owner is directed to furnish undertaking to the above said fact.
3. The Petitioner/owner shall execute a bond for value of the property with **one surety** for the like sum.
4. The 3 dimension photo copy of the vehicle shall be produced and panchanama must be prepared which is to be attested by investigation officer, petitioner and the counsel.
5. The petitioner/owner shall produce the property as and when required.

Pronounced by me in the Open Court this the 12th day of March 2026.

Judicial Magistrate,
Nanguneri.