



CNR: KAHC010674542024

NC: 2026:KHC:49812
WP No. 31191 of 2024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF SEPTEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE T.P.VIVEKANANDA

WRIT PETITION NO. 31191 OF 2024 (GM-POLICE)

BETWEEN:

MANAPPURAM FINANCE LTD.,
A COMPANY INCORPORATED UNDER THE
COMPANIES ACT, 1956
HAVING REGISTERED OFFICE AT
MANAPURAM HOUSE, A.O. VALAPAD
TRISSUR DISTRICT, KERALA-680 567

HAVING ONE OF ITS BRANCH AT
ASWATH NAGAR, NO.46
4TH CROSS, VISWAKARMA TOWER
SANJAY NAGAR MAIN ROAD
OPP. MARUTHI AUTHORIZED SERVICE
STATION, ASWATH NAGAR
BENGALURU DISTRICT
PIN-560 094

REPRESENTED BY THE AUTHORIZED
OFFICER/MANAGER
MARIA ITUTHAYA RAJA

Digitally signed by
PAVITHRA B
Location: HIGH
COURT OF
KARNATAKA

...PETITIONER

(BY SRI: ANISH JOSE ANTONY, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS SECRETARY
HOME DEPARTMENT
VIDHANA SOUDHA
BENGALURU-560 001



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2. THE STATION HOUSE OFFICER/
POLICE INSPECTOR
BELLARY MAIN ROAD
HEBBAL
BANGALORE-560 024
(NEAR HEBBAL FLYOVER)

...RESPONDENTS

(BY SRI: DEVARAJ C H, GA FOR R1 AND R2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THAT THE INTERFERENCE BY THE RESPONDENTS IN PETITIONERS BUSINESS AND TAKING ILLEGAL CUSTODY OF THE LADY BRANCH MANAGER SMT NANDANA BY 7 PM, FOR FORCEFULLY SEIZING THE GOLD ARTICLES PLEDGED BY IT COSTUMERS IS ARBITRARY AND IS IN VIOLATION OF FUNDAMENTAL RIGHTS GUARANTEED UNDER ARTICLE 14 AND 19(1)(G) OF THE CONSTITUTION OF INDIA AND ETC.

THIS WRIT PETITION, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE T.P.VIVEKANANDA

ORAL ORDER

The petitioner - Gold Finance Company is before this Court calling in question the police notice dated 20.11.2024 at Annexure-E, whereby, the petitioner was called upon by the respondent - Police to produce the alleged stolen gold articles before the Investigating Officer and also furnish the CCTV footages of the relevant dates.



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2. When the matter was taken up today for consideration, learned counsel for the petitioner submits that pursuant to the police notice at Annexure-E, the petitioner has produced the stolen gold ornaments before the Investigating Officer and the same has been returned to the petitioner - Company and all the gold ornaments are in the custody of the petitioner as on date.

3. It is the submission of learned counsel for the petitioner that as and when the Investigating Officer or the concerned Court require the petitioner to produce the gold articles, the petitioner undertakes to produce the same either before the Investigating Officer or before the Jurisdictional Magistrate.

4. Learned counsel for the petitioner relies upon the decision of the Hon'ble Supreme Court in ***Muthoot Fincorp Limited Vs The Station House Officer & Ors.¹***, wherein, in identical circumstances, the Hon'ble Supreme Court has recorded an undertaking given by the similarly situated Gold

¹ SLP No,9539/2023 DD 19.02.2024



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Finance Company and certain observations have been made therein.

5. Relying upon the decision rendered by Hon'ble Supreme Court in ***Muthoot Fincorp Limited*** (*supra*), the petitioner submits that the petitioner - Company is also prepared to file such an undertaking before this Court to the effect that, till the conclusion of the trial, the petitioner - Company would not in any way deal with the alleged stolen gold articles.

6. In light of the categorical submission of the petitioner, that till the conclusion of proceedings either before the police or before the jurisdictional Court, the petitioner would not deal with the gold ornaments in question, the present writ petition could be disposed of.

7. Since it is submitted by the learned counsel for the petitioner that pursuant to the police notice at Annexure-E, the petitioner has already produced before the Investigating Officer the gold articles and other information sought for, there is no necessity of quashing Annexure-E.



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8. In the result, the writ petition is ***disposed of*** taking note of the submission of learned counsel for the petitioner that the petitioner would file an affidavit of undertaking to the effect that, till the conclusion of proceedings before the respondent - Police or before the jurisdictional Court, the petitioner would not in any way deal with the gold ornaments are concerned.

The petitioner to file affidavit of undertaking within a period of one week from today.

**Sd/-
(T.P.VIVEKANANDA)
JUDGE**

BGN
List No.: 1 Sl No.: 22