

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 04.01.2019

CORAM:
THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH
Crl.O.P.Nos.161 and 164 of 2019

S.Puhazenthi

..Petitioner in both Crl.OPs

Vs.

State represented by
The Inspector of Police,
Thirumanur Police Station,
Ariyalur District.
Cr.No. 305/18

..Respondent in Crl.O.P.No.161 of 2019

State represented by
The Inspector of Police,
Keelapalur Police Station,
Ariyalur District.
Cr.Nos.236 of 2018

..Respondent in Crl.O.P.No. 164 of 2019

COMMON PRAYER: Criminal Original Petition filed under Section 482 of the Cr.P.C., to direct the learned Judicial Magistrate No.II, Ariyalur to entertain the petition to be filed by the petitioner under section 451 of Cr.P.C pertaining to seizure of Heavy Goods Vehicles - Tipper Lorries, bearing registration NOs. TN 46 X 0405 in Crime.No. 305 of 2018, TN 46 Q 2551 and TN 77 B 1344 in Crime No.236 of 2018 respectively on the file of the respondents police and to dispose the same as expeditiously.

For Petitioner
in both Crl. Ops : Mr.S.Senthil

For Respondents
in both Crl.OPs : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

COMMON ORDER

In both the Criminal Original Petitions, it is seen that the respondent police have registered the FIRs against the petitioner for the offences under section 379 of IPC and 21(1) of Mines and Minerals Development and Regulation Act, 1957.

2 Pursuant to the registration of the FIRs, the vehicles belonging to the petitioner has also been seized. When the petitioner attempted to file a petition for release of vehicles

before the learned Judicial Magistrate No.II, Ariyalur, the same was not entertained and therefore, the present petitions have been filed seeking for appropriate directions.

3 In the facts and circumstances of the case, there shall be a direction to the learned Judicial Magistrate No.II, Ariyalur, to entertain the petition filed by the petitioner seeking for release of the vehicles and deal with the same in accordance with the guidelines given by this Court W.P.(MD). No. 19936 of 2017 dated 29.10.2018 and pass appropriate orders. This exercise shall be completed within a period of two weeks from the date on which the petitions are represented before the learned Judicial Magistrate No.II, Ariyalur.

4 This Criminal Original Petitions are disposed of, with the above directions.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

mpa/rpl

To

1.The Judicial Magistrate No.II, Ariyalur

2.The Inspector of Police,
Thirumanur Police Station,
Ariyalur District.

3.The Inspector of Police,
Keelapalur Police Station,
Ariyalur District.

4.The Public Prosecutor,
High Court, Madras.

+2ccs to Mr.S.Senthil, Advocate, S.R.No.908,909/2019

CrI.O.P.Nos.161 and 164 of 2019

GN(CO)

rrs 07/01/2019