

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.09.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Cr1.O.P.No.24837 of 2019

KCP Engineering Pvt.Ltd,
No.4, Ground Floor, Ananda Road,
Alwarpet,
Chennai - 600 018.
Rep by its Authorized Signatory
and Vehicle Supervisor,
M.Ilavarasan
S/o.M.Manokaran

Petitioner

Vs.

State Rep by,
The Inspector of Police,
T-12 Poonamallee Police Station,
Poonamallee,
Thiruvallur District.
Cr.No.696 of 2019.

Respondent

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the Learned Judicial Magistrate No.II, Poonamallee to accept the surrender of the petitioner as authorized person on behalf of KCP Engineers PVT Ltd in Crime No.696 of 2019 pending investigation on the file of the Respondent police.

For Petitioner : Mr.K.Raja
For Respondent : Mr.C.Iyyapparaj
Additional Public Prosecutor

ORDER

This petition has been filed seeking to direct the Learned Judicial Magistrate No.II, Poonamallee to accept the surrender of the petitioner as authorized person on behalf of KCP Engineers PVT Ltd in Crime No.696 of 2019, pending investigation on the file of the Respondent police.

2.The person, who is entitled to file an application seeking for return of the vehicle would be an authorized person

representing KCP Engineers PVT Ltd. Since the company is a private limited company, such an authorization would be by the delegation of powers by the Board of Directors. While that being so, the petitioner herein is permitted to produce a duly authorised minutes of the Board Meeting authorizing the individual to file an application seeking for return of the vehicle. If such an application is filed before the concerned Court, the Court shall entertain the application and pass appropriate orders on its own merits and in accordance with law.

3. With the light of the above observations, this Criminal Original Petition stands closed.

s/d-
Assistant Registrar (CO)

True Copy

Sub-Assistant Registrar

jas/hvk
To

1. The Judicial Magistrate
Poonamallee.
 2. The Inspector of Police,
T-12 Poonamallee Police Station,
Poonamallee,
Thiruvallur District.
 3. The Additional Public Prosecutor,
High Court, Madras.
- +1 CC to Mr.K.Rajan, Advocate sr 80264

सत्यमेव जयते

Cr1.O.P.No.24837 of 2019

SAI (CO)
SP(01/10/2019)

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