



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.06.2020

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CrI.O.P (MD)No.5609 of 2020

WEB COPY

V.Subramanian

... Petitioner

Vs

State,
Rep. by Sub Inspector of Police,
Kamuthi Police Station,
Cr.No.246/2020,
Ramanthapuram District.

... Respondent

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the respondent to release the bus of the petitioner bearing No.TN 58 X 8209, which was seized by the respondent on 09.05.2020 within a time frame as fixed by this Court.

For Petitioner : Mr.K.Suresh

For Respondent : Mr.A.Robinson
Government Advocate (CrI.side)

ORDER

Heard the learned counsel on either side.

2.The petitioner seeks release of the petition mentioned bus.

3.The learned Government Advocate (CrI.side) states that in violation of the lock down restrictions, the petitioner had operated the vehicle in question and hence, an FIR has also been registered against the petitioner. In the context, the vehicle was seized.

4.I am of the view that keeping the vehicle in the custody of the respondent police is not going to serve any purpose. It will only lead to diminution of its value. It is also stated that the vehicle was not produced before the jurisdictional Magistrate.

5.In these circumstances, the respondent is directed to return the vehicle to the petitioner herein forthwith and without any delay upon production of a soft copy of this order. The petitioner through his counsel gives an undertaking that the vehicle in question will be produced as and when required and that it will not be alienated without getting orders from this Court.



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6. Subject to these conditions, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar (ADII)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

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To

1. The Sub Inspector of Police,
Kamuthi Police Station,
Cr.No.246/2020,
Ramanthapuram District.

2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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