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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.06.2022

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Crl.R.C.No.311 of 2022

Venkataraman

.. Petitioner

Vs

The State

Rep. By The Station House Office,

The Inspector of Police,

Voimedu P.S.

Nagapattinam District.

(Crime No. 464/2021)

.. Respondent

Criminal Revision Case filed under Sections 397 7 401 of Cr.P.C, to set aside the order dated 01.02.2002 made in Crl.M.P.No. 188 of 2022 on the file of Principal District Sessions Court, Nagapattinam and return of the vehicle Hittachi Komatsu PC 130 (Serial No.12H 022691)

For Petitioner

: Ms.M.Santhanamari

For Respondents

: Mr.S.Vinoth Kumar
Government Advocate
(Criminal Side)

ORDER

1. This revision is filed aggrieved by the order of Principal District and Sessions Judge, Nagapattinam vide order dated 01.02.2022 in Crl.M.P.No.188 of 2022 whereby the prayer for the petitioner for interim custody of the vehicle Hittachi Komatsu PC 130 was declined by the learned Magistrate on the ground that there is a possibility of the petitioner involving in the same offence.

2. Learned counsel for the petitioner would submit that on the mere apprehension, the petition is dismissed.

3. Per contra, learned Government Advocate (Criminal Side) would submit that this is a case where the petitioner and his vehicle was involved in the offence of savudu theft and therefore charged for the offence punishable under Section 379 IPC read with Section 21 (1) of Mines and Minerals, (Development



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6. The Criminal Revision Case is allowed accordingly.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

ssm

To

1. The Principal District Sessions Judge,
The Principal District Sessions Court,
Nagapattinam.
2. The Station House Office,
The Inspector of Police,
Voimedu P.S.,
Nagapattinam District.
3. The Public Prosecutor,
High Court, Madras.
4. The Section Officer,
Criminal Section (Records)
High Court, Madras - 104.

+lcc to Ms.M.Santhanamari, Advocate, S.R.No.35665

Cr1.R.C.No.311 of 2022

BR[co]
NSK/24/06/2022