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Crl.O.P No.26526 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.11.2022

CORAM :

THE HONOURABLE Ms. JUSTICE R.N.MANJULA

Crl.O.P No.26526 of 2022

Suresh

... Petitioner

Vs

State Rep. by
The Inspector of Police
Valangaiman Police Station
Thiruvarur District.

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C., praying to modify the condition imposed by the learned Principal Sessions Judge, Thiruvarur, vide order dated 14.12.2020 made in Crl.M.P No.627 of 2020, that the petitioner shall deposit original invoice of the said vehicle, original sale deed in the name of the petitioner and also sale deed in the name of Murugesan before the learned District Munsif -cum- Judicial Magistrate, Valangaiman for proper identification of the vehicle and the same should be retained by the said court.

For Petitioner : Mr.G.Punniakoti

For Respondent : Mr.S.Santhosh
Government Advocate (Crl.side)



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ORDER

The Criminal Original Petition has been filed, seeking to modify the order of the learned Principal Sessions Judge, Thiruvarur, dated 14.12.2020 made in Crl.M.P No.627 of 2020.

2. The petitioner is said to be the vehicle owner and he has filed a petition in Crl.M.P No.627 of 2020 before the Principal Sessions Judge, Thiruvarur, seeking interim custody of the vehicle under Section 451 of Cr.P.C. The learned Principal Sessions Judge passed a conditional order for returning the property on interim custody. The petitioner has filed this petition to modify the said condition.

3. As per the conditions imposed by the learned Principal Sessions Judge, Thiruvarur, the petitioner is expected to file a petition for modification of the condition only before the concerned Court and not before this Court. However, the petitioner had filed this petition without exhausting the remedy open to him before the Principal Sessions Judge, Thiruvarur.



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4. Accordingly, this Criminal Original Petition stands dismissed.

02.11.2022

Index : Yes/ No
Speaking Order: Yes/No
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To

1. The Principal Sessions Judge,
Thiruvavarur.
2. The Inspector of Police
Valangaiman Police Station
Thiruvavarur District.
3. The Public Prosecutor
High Court of Madras.



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R.MANJULA, J

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