



W.P(MD)No.5024 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.03.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.5024 of 2023

D. Anto Vinu

... Petitioner

Vs.

1.The Superintendent of Police,
Kanyakumari District,
At Nagercoil.

2.The Inspector of Police,
Thuckalay Police Station,
Kanyakumari District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to direct the respondents to handover the petitioner's MG HECTOR car bearing registration no. TN 75 AT 7337 which is in illegal custody of the respondents by considering the representation of the petitioner dated 27.02.2023 within a time frame that may be fixed by this Hon'ble court.

For Petitioner : Mr.S.C. Herold Singh
For Respondents : Mr.B.Nambiselvan
Additional Public Prosecutor



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ORDER

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This Writ Petition has been filed seeking a Writ of Mandamus, to direct the respondents to handover the petitioner's MG HECTOR car bearing registration no. TN 75 AT 7337 which is in illegal custody of the respondents by considering the representation of the petitioner dated 27.02.2023.

2. Today, when the matter is taken up for hearing, the learned Additional Public Prosecutor appearing for the respondent police submitted that a case in Crime No.96 of 2023 has been registered for the offences punishable under Sections 406, 420, 465, 468, 471 and 506(i) of IPC on 08.03.2023.

3. The learned counsel for the petitioner submitted that the petitioner is not aware of the registration of the FIR and this petition has been filed on 07.03.2023.

4. The learned Additional Public Prosecutor would further submit that the property has been seized from the petitioner and the same was remanded before the Judicial Magistrate Court No.I, Padmanapapuram.



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5. Since the property has already been remanded before the Judicial Magistrate Court No.I, Padmanapapuram, this writ petition is disposed of with a direction to the petitioner to workout his remedy before the concerned Court through the appropriate proceedings. No Costs.

09.03.2023

NCC :Yes/No
Index :Yes/No
Internet : Yes/ No
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To

- 1.The Superintendent of Police,
Kanyakumari District,
At Nagercoil.
- 2.The Inspector of Police,
Thuckalay Police Station,
Kanyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN,J

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Order made in
W.P(MD)No.5024 of 2023

Dated : 09.03.2023