



Crl.O.P(MD)No.22149 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.12.2023

CORAM:

THE HONOURABLE MR. JUSTICE G.ILANGO VAN

Crl.O.P(MD)No.22149 of 2023

S.Pandiyan

... Petitioner

Vs

1. The Inspector of Police,
Maruvur Police Station,
Thanjavur District,
Crime No.105/2023.

2. The Manager,
Nandhi Kishore Kosalai,
Agraharam Theru,
Ranganathapuram,
Thirukattupatti,
Budalur, Thanjavur.

... Respondents

PRAYER: Criminal Original Petition filed under 482 of Cr.P.C, praying this Court to direct the 1st respondent to communicate the 2nd respondent to return the bulls to the petitioner forthwith sent by the 1st respondent to the 2nd respondent in light of the petitioner's representation, dated 17.11.2023.

For Petitioner : Mr. Dhilipan Pandian R L

For Respondents : Mr.M.Sakthikumar
Government Advocate (Crl.Side)



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ORDER

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This Criminal Original Petition to direct the 1st respondent to communicate the 2nd respondent to return the bulls to the petitioner forthwith, which is sent by the 1st respondent to the 2nd respondent in light of the petitioner's representation, dated 17.11.2023.

2.It appears that even though the cart has been recovered as per the seizure mahazar, the bulls that have been tied with the cart are not the case properties. Hence, they have been sent to the Kosalai, who is the second respondent herein. Only the acknowledgment has been produced.

3.The learned Government Advocate (Crl.Side) submitted that since the petitioner was arrested on the spot itself and no person is available to take care of the bulls, they have been sent to the Kosalai for the purpose of maintenance.

4. Since the property has not been shown as case properties, there is no remedy is available to the petitioner under Section 451 Cr.P.C.



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5. There shall be a direction to the second respondent to hand over the bulls to the petitioner under proper acknowledgment. The petitioner also directed to bear the expenses for the maintenance amount of the above said Kosalai at the rate of Rs.250/- per day.

6. With the above directions, this Criminal Original Petition is disposed of.

08.12.2023

NCC : Yes/No
Index : Yes / No
Internet: Yes/ No
PNM

To

1. The Inspector of Police,
Maruvur Police Station,
Thanjavur District,
Crime No.105/2023.

2. The Manager,
Nandhi Kishore Kosalai,
Agraharam Theru, Ranganathapuram,
Thirukattupatti, Budalur, Thanjavur.

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

G.ILANGO VAN, J.

PNM



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