



CRL R.C. No. 1611 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

Dated : 16.09.2025

CORAM:

THE HONOURABLE MRS. JUSTICE T.V. THAMILSELVI

Crl. R.C. No. 1611 of 2025

Noushad Ali, M/37 years,
S/o.Abdul Rasheed,
No.6/30, Gobi Road,
Kuttampalli Pirivu, Thathanur,
Punjaithamaraikulam,
Tirupur – 638460.

...Petitioner

Versus

State rep., by Inspector of Police,
Peelamedu Police Station,
Coimbatore.

... Respondent

PRAYER: Criminal Revision Case filed under Section 438 read with Section 442 of BNSS, 2023 against the order dated 11.03.2025 passed by the Additional District / Presiding Officer, Special Court for Essential Commodities Act Case, Coimbatore in C.M.P.No.362 of 2025 in Crime No.654 of 2024 and prays to set aside the same.

For Petitioner : Mr. L. Mouli.

For Respondent : Dr. C.E. Pratap, Government
Advocate (Crl.Side).



CRL R.C. No. 1611 of 2025

J U D G M E N T

WEB COPY

This Criminal Revision has been filed against the order dated 11.03.2025 passed by the Additional District / Presiding Officer, Special Court for Essential Commodities Act Case, Coimbatore in C.M.P.No.362 of 2025 in Crime No.654 of 2024 .

2.The learned counsel for the petitioner submits that the petitioner was ranked as A1 in Crime No.654 of 2024 and he has filed this application praying for return of his car viz., Maruthi Wagon R VXI BSIV Superior White Colour Car bearing Registration No.KL-53-N-2379 which has been seized during the course of investigation. The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and if his vehicle is not handed over to him, it will be damaged. Thus the learned counsel for the petitioner submits that he is ready to abide by any condition and undertakes to produce the said vehicle as and when required and thus, sought for returning the said vehicle.



CRL R.C. No. 1611 of 2025

WEB COPY

3.The learned Government Advocate (Criminal side,) on the other hand, submitted that the petitioner is hailing from Kerala and he has used the said vehicle for illegal transportation of 1.100 kgs of contraband and during the course of investigation, the vehicle as well as the contraband had been seized by the police and if the vehicle is returned, the same will be altered or would be sold to some other offences and will be used for similar kind of offences. Therefore, he raised strong objections for release of the said vehicle to the petitioner.

4.Heard the parties and perused the materials available on record.

5.It is the settled proposition of law that if the seized vehicle is involved in an offence under the NDPS Act, the parties have to approach the Drug Disposal Committee and this Court has laid down the said position in an authority reported in **2025 (1) LW (Crl), Loyal Johnson Vs. The State, represented by the Inspector of Police, Pomban Police Station.**



CRL R.C. No. 1611 of 2025

WEB COPY

6. Accordingly, this petition is disposed of and the parties are directed to approach the Drug Disposal Committee for necessary proceedings as per law.

16.09.2025

ay

Index: Yes/No

Neutral Citation : Yes/No

Speaking Order / Non-speaking order

To

1. The Public Prosecutor,
High Court of Madras,
Chennai.

2. The Inspector of Police,
Peelamedu Police Station,
Coimbatore.

3. The Additional District / Presiding Officer,
Special Court for Essential Commodities Act Case,
Coimbatore



WEB COPY



CRL R.C. No. 1611 of 2025

T.V. THAMILSELVI, J

ay

Crl. R.C. No. 1611 of 2025

16.09.2025