



W.P.(MD).No.3080 of 2025

WEB CO  
**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 31.01.2025**

**CORAM**

**THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD).No.3080 of 2025**

A.Yobu

... Petitioner

Vs.

1.The District Revenue Officer,  
Thanjavur District,  
Thanjavur.

2.The Inspector of Police,  
CSCID,  
Thanjavur.

... Respondents

**Prayer** : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the first respondent to release the Hero Passion Bike bearing Registration No.TN-81-D-9378 seized by the 2<sup>nd</sup> respondent on 04.01.2025 to the petitioner.

For Petitioner : Mr.T.Leninkumar

For R-1 : Mr.T.Amjadkhan  
Government Advocate

For R-2 : Mr.K.Gnanasekaran,  
Government Advocate,  
(Criminal side)



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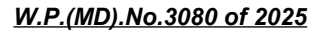
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**ORDER**

This Writ Petition has been filed to direct the first respondent to release the Hero Passion Bike bearing Registration No.TN-81-D-9378 seized by the 2<sup>nd</sup> respondent on 04.01.2025 to the petitioner.

2.Heard the learned counsels on either sides and carefully perused the materials available on record.

3.The petition-mentioned Hero Passion Bike vehicle bearing Registration No.TN-81-D-9378 was seized in connection of a crime in Crime No.4 of 2024 registered by the 2<sup>nd</sup> respondent police for illegally transporting PDS. The petition mentioned vehicle is presently in the custody of the respondents. It is of course open to the respondent authority to initiate confiscation proceedings. In this case, I am concerned only with the issue of grant of interim custody of the vehicle to the petitioner. No purpose will be served in keeping the vehicle under the custody of the police.





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*Managing Trustee of the Trust is directed to spend the said amount for the welfare of the inmates of the Trust.*

*(ii) The petitioner shall not alienate or encumber the vehicle till the proceedings are completed.*

*(iii) The petitioner shall produce all the documents pertaining to the ownership of the seized vehicle. If the petitioner is an agreement holder, he can produce the relevant xerox copies.*

*(iv) As and when the respondents call for the vehicle for enquiry, the petitioner has to produce the vehicle in question and he shall cooperate with the enquiry to be conducted by the respondents.*

*(v) Respondents shall file a report under Sec 6(A) of Essential Commodities Act, 1955, to the Jurisdictional Collector within a period of 30 days from the date of receipt of copy of this order.*

*(vi) Owner of the vehicle may be added as an accused in the FIR, if necessary.”*

6. Upon completion of these formalities, the respondents shall grant interim custody of the vehicle forthwith to the petitioner without any delay. If this undertaking given by the petitioner is



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breached, the petitioner will not be entitled to interim custody of the vehicle in future.

7.The Writ Petition is allowed accordingly. I make it clear that allowing of this writ petition will not have any bearing on the confiscation proceedings that may be initiated by the authorities. There shall be no order as to costs.

**31.01.2025**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes  
Mrn

To

1.The District Revenue Officer,  
Thanjavur District,  
Thanjavur.

2.The Inspector of Police,  
CSCID,  
Thanjavur.



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**L.VICTORIA GOWRI, J.**

Mrn

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**31.01.2025**