



Crl.R.C.(MD)No.742 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.06.2025

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THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

Crl.R.C.(MD)No.742 of 2025

Harisudhan

... Petitioner

Vs.

State of Tamil Nadu rep. by
The Inspector of Police,
Dindigul Town West Police Station,
Dindigul – 624 001.
(Crime No.174 of 2025)

... Respondent

PRAYER : Criminal Revision Case filed under Section 438 r/w 442 B.N.S.S., to call for records and set aside the order in Crl.M.P.No.1413 of 2025 passed by the Judicial Magistrate No.I, Dindigul, dated 06.06.2025 and order the interim custody of the vehicle bearing Registration No.TN 57BQ 1114 seized by the Respondent on 21.04.2025 in Crime no.174 of 2025 to the petitioner.

For Petitioner : M/s.S.Modharshini

For Respondent : Mr.M.Sakthi Kumar
Government Advocate (Crl. Side)



Crl.R.C.(MD)No.742 of 2025

ORDER

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The Criminal Revision is directed against the order passed in Crl.M.P.No.1413 of 2025 in Crime No.174 of 2025 dated 06.06.2025 on the file of the Judicial Magistrate No.I, Dindigul dismissing the petition filed under Section 497 of B.N.S.S.

2. The petitioner claims to be the owner of the four wheeler Skoda Auto Volkswagen India Pvt. Ltd bearing Registration No.TN 57 BQ 1114. The respondent police has registered a case in Crime No.174 of 2025 for the offences under Sections 296(b), 109, 351(3) of BNS Act on 21.04.2025 and seized the above said vehicle and the same was produced before the concerned Court and the same came to be remanded and the same is under the custody of the respondent police.

3. It is not in dispute that the petitioner has approached the learned Judicial Magistrate No.I, Dindigul, for returning of the said vehicle in Crl.M.P.No.1413 of 2025 and the learned Judicial Magistrate, vide order dated 06.06.2025, has dismissed the petition. Aggrieved by the order of dismissal, the petitioner has now come forward with the present revision.



Crl.R.C.(MD)No.742 of 2025

WEB COPY

4. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent.

5. The learned Government Advocate (Criminal Side) appearing for the respondent would submit that the petitioner is the owner of the vehicle and the accused in this case and he has no previous case in similar nature.

6. The learned counsel appearing for the petitioner would submit that the vehicle bearing Registration No.TN 57 BQ 1114 is owned by the petitioner and he was not involved in any such offence as alleged by the respondent and if the vehicle is kept in open place, the vehicle will get deteriorated and the value of the vehicle would automatically stand diminished and that therefore interim custody may be granted to the petitioner.

7. Considering the facts and circumstances of the case and also the fact that if the vehicle is kept in open place exposing to sun and rain, the value of the vehicle will be deteriorated and no purpose will be served in keeping the vehicle in custody, this Court is inclined to allow the



Crl.R.C.(MD)No.742 of 2025

WEB COPY

revision and thereby setting aside the impugned order dated 06.06.2025 passed in Crl.M.P.No.1413 of 2025, by the learned Judicial Magistrate No.I, Dindigul.

8. Accordingly, this Criminal Revision Case is allowed and the order dated 06.06.2025 passed in Crl.M.P.No.1413 of 2025 by the learned Judicial Magistrate No.I, Dindigul is hereby set aside and the vehicle/ Skoda Auto Volkswagen India Pvt. Ltd bearing Registration No.TN 57 BQ 1114, is ordered to be returned to the petitioner for interim custody subject to the confiscation proceedings to be taken by the concern Department or by the Court on the following conditions:-

- (a) the petitioner is directed to deposit a sum of **Rs.50,000/-** (**Rupees Fifty Thousand only**) as non-refundable deposit for the said vehicle to the credit of the RAY OF LIGHT FOUNDATION, Bank Name: HDFC BANK, A/c No: 50100078904233, A/c Name: Ray of Light Foundation, Branch: HABIBULLAH ROAD, T NAGAR, CHENNAI, IFSC code: HDFC0001864;;
- (b) the petitioner shall execute a bond for a sum of **Rs.4,50,000/-**



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Crl.R.C.(MD)No.742 of 2025

(Rupees Four Lakhs and Fifty Thousand only), with two sureties for a likesum to the satisfaction of the learned Judicial Magistrate No.I, Dindigul;

(c) the petitioner shall deposit the original Registration Certificate of the vehicle before the learned Judicial Magistrate No.I, Dindigul;

(d) The petitioner shall give an undertaking before the respondent/ authority concerned stating that he will not use the vehicle in question for any illegal activities in future, failing which the respondent/trial Court is at liberty to confiscate the vehicle;

(e) the petitioner shall not alienate and shall not make any alteration in the vehicle;

(f) the petitioner shall produce the vehicle before the Court and before the respondent police on first working day of every English Calendar month until further orders;

25.06.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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Crl.R.C.(MD)No.742 of 2025

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- To
- 1.The Judicial Magistrate No.I,
Dindigul.
 - 2.The Inspector of Police,
Dindigul Town West Police Station,
Dindigul – 624 001.
 - 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.R.C.(MD)No.742 of 2025

L.VICTORIA GOWRI ,J.

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Order made in
Crl.R.C.(MD)No.742 of 2025

Dated: 25.06.2025