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CrI.O.P.No.5477 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.03.2026

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.5477 of 2026

Kathiravan

... Petitioner

Vs.

1.The Superintendent of Police,
Kallakurichi District,
Kallakurichi.

2.The Inspector of Police,
Chinnasalem Police Station,
Kallakurichi District.

... Respondents

Prayer: Criminal Original Petition filed under Section 528 of BNSS to direct the second respondent to issue non-traceable certificate for the petitioner's missing document of deed of will vide Document No.22 of 2017 dated 24.03.2017 on the file of SRO, Joint II, Kallakurichi in pursuance of petitioner's online complaint dated 17.02.2026.

For Petitioners : Mr.N.Ranjith Kumar

For Respondents : Mr.Leronard Arul Joseph Selvam
Additional Public Prosecutor



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ORDER

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This Criminal Original Petition is filed to direct the second respondent to issue non-traceable certificate for the petitioner's missing document of deed of will vide Document No.22 of 2017 dated 24.03.2017 on the file of SRO, Joint II, Kallakurichi in pursuance of petitioner's online complaint dated 17.02.2026.

2.The petitioner sent an online complaint for missing of document on 17.02.2026 in CCTNS-Citizen Portal to issue Non-Traceable Certificate for missing document of the petitioner in Document No.22/2017 dated 24.03.2017 which is registered in SRO, Joint-II, Kallakurichi.

3.The contention of the learned counsel for the petitioner is that the petitioner along with his family members on 17.12.2026 at about 11.30 a.m. were travelling from their residence to Kallakurichi Town in his two wheeler bearing registration No.TN-15-L-9345. After crossing the Kaniyamoor four way road, the petitioner noticed that the bag hanged to the hook in the right side of the two wheeler was found missing. In the said bag, the petitioner kept his Aadhaar card, Pan card, Deed of will executed by the petitioner's

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father in Document No.22/2017 and it was also noticed by the petitioner that the handle was broken and the bag was missing. The petitioner noticed this missing of document only when he reached Banagaram. Thereafter, the petitioner lodged online complaint in CCTNS-Citizen Portal. Following the same, the petitioner sent a physical complaint along with copy of paper publication issued in both English and Tamil newspaper, copy of the petitioner's affidavit, encumbrance certificate, copy of the Pan card and copy of the Aadhaar card. But no action was taken. Hence, the present petition filed.

4.The learned Additional Public Prosecutor strongly opposed the way the petitioner is following up with the complaint. The petitioner gave online complaint in CCTNS-Citizen Portal, thereafter though the petitioner claims that he had sent physical complaint along with paper publication and other other documents, the respondent so far had not received any such complaint. The petitioner also failed to produce any proof for sending the physical complaint along with documents. He further submitted that the petitioner's complaint is dated 17.02.2026 and this writ petition is filed on 26.02.2026 within ten days. He would further submit that only if the petitioner appears before the respondent police and hand over the complaint physically along



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with paper publication and other documents as per the circular of the Director General of Police issued in Rc.No.2029209/General.1(1)/2022 dated 01.04.2022, the respondent can receive the same, assign C.S.R. number and finding that the missing of the document to be genuine, Non-traceable certificate can be issued.

5.A scanned reproduction of the Circular issued by the Director General of Police in Rc.No.2029209/General.1(1)/2022 dated 01.04.2022 is as follows:



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Rc.No.2029209/General.1 (1)/2022

Office of the
Director General of Police /
Head of Police Force,
Tamil Nadu, Chennai-4.
Dated:01.04.2022

Circular Memorandum

Sub: Police – Issuance of Non Traceable Certificate in respect of
Missing original land documents – Instructions Issued –
Regarding.
Ref: Criminal original Petition No. 3307/2022 on the file of
Hon'ble High Court, Madras.

The following procedure should be adopted with regard to issuance of Non-
traceable Certificate on receipt of petition relating to the loss of original land
documents.

1. Petition should be preferred only by the legal owner or his power of attorney of the property.
2. The petitioner should furnish the following documents along with the petition:
 - i. 2 Certified copies of the document/s which is alleged to have been lost (obtained within a month prior to the presentation of the petition at the Police Station from the concerned Sub Registrar Office)
 - ii. Recent photograph of the petitioner or that of his power of attorney.
 - iii. Copy of Aadhar Card or Voter ID or Passport (No other Identity proof will be accepted.)
 - iv. News paper advertisements in original as mentioned in para 6.
 - v. Undertakings mentioned in paras 7 and 8.
3. In case of death of the legal owner of the property, his or her legal heir should present the petition along with the following documents:-
 - a) Death Certificate pertaining to the death of the legal owner issued by the competent Local body/ Municipality / Corporation authorities.
 - b) Legal Heir Certificate issued by the designated Revenue Authority to establish that the petitioner is the legal heir of the owner of the property



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4. In case of multiple legal heirs, No Objection Certificate obtained from other legal heirs other than the petitioner should be enclosed.
5. Encumbrance certificate (Digital or Manual) for the above property for the last 20 years or from the date of registration of missing document whichever is longer and it should be obtained from the concerned Sub-Registrar Office only.
6. Original of the public advertisement given one in leading English and one in leading vernacular newspaper should be enclosed. The advertisement should have been published within 30 days prior to the presentation of the petition (format pertaining to the publication of public advertisement in the newspaper in English and vernacular as follows)

Original Land / Property Document Lost

I(Aadhar Card/Voter ID/ Passport No) S/o / D/o , aged about years, residing at , do hereby inform to the General Public that I have lost the original land document pertaining to my / our property registered in document No , dated registered at Sub Registrar Office If anyone finds the said document, please contact me over phone no (.....) or at the following residential address (.....)

அச்சுநிலம்/பொத்து ஆவணம் காணவில்லை

.....முகவரியில் வசித்து வரும் திரு.திருமதி.....
அவர்களின் மகன் / மகள் ஆதார் அட்டை,வாக்காளர் அட்டை,பாஸ் அட்டை /
கடவுள் சிட்டு எண் கார்ட் வயதுடைய நான் இவன்
மூலம் பொதுமக்களுக்கு தெரிவித்துக்கொள்வது யாதெனில்
சார்பதிவாளர் அலுவலகத்தில் பதிவு செய்யப்பட்ட எனக்கு, எங்களுக்கு
சொந்தமான அடையாள நொத்தின் மூல ஆவணம் எண் தேதி
நொத்தைந்து விட்டது.யாரோனும் அந்நபரைக் கண்டுபிடித்தால் எனது
கைப்பேசி எண்ணிற்கு அல்லது கீழ்க்கண்ட முகவரிக்கு தொடர்பு கொள்ளுமாறு
கேட்டுக் கொள்கிறேன்.



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7. The petitioner should submit an undertaking along with the petition that no civil dispute or mortgage pertaining to the property document alleged to have been lost, is pending before any Court or Financial Institution.
8. The petitioner should also submit an undertaking along with the petition that if he/she furnishes any false information with regard to the property, whose document is alleged to have been lost, the petitioner or whoever abets the offence shall be liable for criminal prosecution under appropriate legal provisions. The petitioner should also furnish an undertaking that he/she shall handover the missing document if it is traced later. In that case, the Station House Officer should intimate about the tracing of the document to the concerned Sub Registrar Office.
9. On receipt of the petition, the Station House Officer (SHO) shall issue a CSR to the petitioner immediately.
10. The CSR should be issued only by the Station House Officer (SHO) and not by any other personnel in the Police Station.
11. If any shortfall in production of documents is noticed, (Documents mentioned in para-2) the Station House Officer (SHO) should intimate the same to the concerned petitioner in writing instructing him to produce the concerned documents within a week time.
12. Within three days from the receipt of documents in full and issuance of CSR, the Station House Officer (SHO) after personally satisfying himself, should send a letter addressed to the Deputy Superintendent of Police / Assistant Commissioner of Police of the DCRB/ CCRB informing about the loss of document along with the following Certificate:



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"Certificate"

"Certified that I have verified all the documents enclosed as mandated in the Chief Office circular memorandum in Rc.No2029209/Gen.1(1)/2022, dated 01.04.2022"

13. The DSP's / ACP's of DCRB / CCRB on receipt of papers shall publish the matter in Crime and Occurrence Sheet within a week from the date of receipt of the letter from the Station House Officers.
14. The publication in the Crime and Occurrence Sheet shall be sent to the concerned Station House Officers within three days from the date of such publication.
15. In the meantime, necessary action should be taken by the SHO to trace out the said original land documents. Enquiry should be conducted to find out whether the owners or the complainant had encumbered the land documents and by approaching the concerned S.R. for verification. [The purpose of compelling original document is to avoid double documentation.]
16. On receipt of copy of the Crime and Occurrence Sheet publication and if unable to trace out the said documents, the Station House Officers shall issue Non-traceable Certificate to the petitioner.
17. Henceforth, Non-traceable certificate with regard to loss of original land documents shall be issued only by the Station House Officer after adhering to the above procedure and the certificate should be issued to the petitioner after obtaining due acknowledgement and a copy of the same shall be sent to the concerned Sub Registrar Office. (Format of Non-Traceable Certificate is enclosed in Annexure)



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18. The Commissioners of Police in Cities and Superintendents of Police in Districts are requested to issue suitable instructions to the Station House Officers to adhere to the above procedure without any deviation. In case of any deviation in this regard, action shall be taken against the concerned police personnel.
19. The above circular shall be posted on the State Police Website and CCTNS Citizen Portal and also pasted in the 'Notice Board' of all Police Stations.

Encl: Annexure.

Sd/-Dr.C.Sylendra Babu
Director General of Police/
Head of Police Force,
Tamil Nadu.

To
All Commissioners of Police in Cities.
All Superintendents of Police in Districts.

Copy to: The Additional Director General of police, SCRB, Chennai.
Copy to: All Inspectors General of Police in Zones.
Copy to: All Deputy Inspectors General of Police in Ranges.
Copy to: Legal Officer (Service) and Legal Officer, Chief Office, Chennai
Copy to: Administrative Officer (R&T), Chief Office, Chennai.
Copy to: Stock File

/t.c.f.b.o/

[Signature] 11/9/2026
Asst. Inspector General of Police,
(Law & Order)



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ANNEXURE

Dist / City

PS / Sub Division

CSR No

Date of issue of CSR

NOT TRACEABLE CERTIFICATE

1	Petitioner Name, Father Name with full Address	
2	Photo of the petitioner	
3	Petitioner Mobile Number	
4	ID card details (Aadhar/Driving Licence/ Pan card)	
5	Date of the paper publication and News paper details	
6	Details of missing document/s: a) Document Number: b) Year c) Book No d) Sub Registrar Office: e) Copy of the missing document: (Signed and stamped in every page by the SHO)	Enclosed.

This is to certify that the above document / documents are Non - Traceable although reasonable efforts has been taken to trace the above missing documents.

Place

Date

Signature and Seal of the SHO



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6.Considering the submissions made, the learned counsel for the petitioner is directed to appear before the second respondent on 24.03.2026 along with supporting documents for issuance of Non-traceable certificate. The respondent police to collect the same, follow the circular of the Director General of Police in Rc.No.2029209/General.1(1)/2022 dated 01.04.2022 and the if the petitioner's complaint found to be genuine, issue Non-traceable certificate.

7.With the above directions, this writ petition stands disposed of.

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Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No
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M.NIRMAL KUMAR, J.

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