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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 31450 of 2026

Rakesh

..Petitioner

Vs

The State Rep. by
Inspector of Police,
B-3 Variety Hall Road Police Station,
Coimbatore.
(Crime No.365 of 2025)

..Respondent

Prayer: Criminal Original Petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying to modify the condition order dated 10.06.2026 passed in C.M.P.No.5532 of 2026 on the Hon'ble Judicial Magistrate No.V, Coimbatore.

For Petitioner : Mr. B.Thirumalai
For Respondent : Mr.R.Ganesh Kumar
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed seeking to modify the conditional order dated 10.06.2026 passed in C.M.P.No.5532 of 2026 on the Hon'ble Judicial Magistrate No.V, Coimbatore.

2. Heard the learned counsel appearing on either side and perused the materials available on record.

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3. The petitioner was permitted to take interim custody of the seized property viz., Renault Triber RXZ four wheeler bearing Registration No.MH-40-CQ-8121, pursuant to the order dated 10.06.2026 passed in Crl.M.P.No.5532 of 2026, subject to the condition that the petitioner shall execute a bond for a sum of Rs.8,00,000/- with two sureties for like sum to the satisfaction of the Court.

4. The learned counsel appearing for the petitioner submitted that the seized vehicle is valued at approximately Rs.4 Lakhs, whereas the learned Magistrate directed the petitioner to execute a bond for Rs.8 Lakhs, which is more than value of the vehicle. It is further submitted that, owing to the said condition, the petitioner was unable to comply with the same and to take interim custody of the vehicle. Hence, the petitioner has filed the present petition seeking modification of the said condition.

5. Considering the facts and circumstances of the case and also the submissions made by the learned counsel for the petitioner, this Court is inclined to modify the condition imposed by the learned Magistrate. Accordingly, the condition imposed on the petitioner in Paragraph 4(i) of the order dated 10.06.2026 passed in Crl.M.P.No.5532 of 2026 is hereby modified to the effect that the petitioner shall execute a bond for a sum of Rs.2,00,000/-

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with two sureties, each for a like sum, to the satisfaction of the learnedJudicial Magistrate No.V, Coimbatore. The other conditions imposed by the learned Magistrate shall remain unaltered.

6. With the above modification, this Criminal Original Petition stands allowed.

30-10-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

LPP

To

1. The Judicial Magistrate No.V,
Coimbatore.

2. The Inspector of Police,
B-3 Variety Hall Road Police Station,
Coimbatore.

3. The Public Prosecutor,
High Court, Madras.

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G.K.ILANTHIRAIYAN, J.

LPP

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