

In the Court of the Vacation Sessions Judge, Theni.  
Present: Thiru. P. Ganesan, B.A., B.L., D.L.L.,  
Vacation Sessions Judge, Theni,  
**Dated this the 11<sup>th</sup> day of May 2024**  
**Cr1.M.P.No.60/2024-In-Cr1.M.P.No.340/2020-In-**  
**R.P.R.No.05/2020**  
**CNR.No.TNTH01-000060-2024**

Jebasingh ... Petitioner/Owner of the Vehicle

/Versus/

State through Inspector of Police,  
Thenkarai Police Station,  
Cr.No.574/2019

U/s.379 of IPC & 21(1) of MMDR Act ... Respondent / Complainant

This petition is coming up on this day before me for hearing in the presence of Thiru. M. Muthamilarasan, Learned Counsel for the petitioner and the Learned Public Prosecutor for the State and this Court passed the following:

**ORDER**

This petition has been filed by the petitioner Under Section 451 Cr.P.C. to return the original R.C.book of Tipper bearing registration No.TN 54 A 8166 for the purpose of renewal of the Fitness Certificate.

1. Heard the Learned Counsel for the petitioner and the Learned Public Prosecutor.

2. The Learned Counsel for the petitioner would submit that the vehicle of Tipper bearing registration No.TN 54 A 8166 said to have been involved in the commission of offence U/s.379 of IPC and 21(1) of MMDR Act and the same was return to the petitioner is RPR.No.05/2020 on the file of the Learned Judicial Magistrate, Periyakulam. Further he submitted that return the original R.C. Book of the above said vehicle of interim custody for the purpose of renewal of the Fitness Certificate.

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3. The Learned Public Prosecutor has strongly objected for allowing this petition.

4. Heard both. This petition is filed to return the original R.C.book of Tipper bearing registration No.TN 54 A 8166 for the purpose of renewal of the Fitness Certificate. On perusal of records, this Court is inclined to return the original R.C.book to the petitioner for the purpose of renewal of the Fitness Certificate.

In the result, the original R.C.book is ordered to be returned to the petitioner for renewal of the Fitness Certificate purpose only and the petitioner is directed to return the original R.C.book to the Learned Judicial Magistrate, Periyakulam after the completion of the requirement on or before 11.06.2024. The Learned Judicial Magistrate, Periyakulam is directed to take necessary action according to law against the petitioner in the event of not returning the original R.C. Book within the time prescribed by this Court.

Pronounced by me in open Court on this the 11<sup>th</sup> day of May 2024.

**Vacation Sessions Judge,  
Theni.**

**Copy to**

The Judicial Magistrate, Periyakulam.  
The Public Prosecutor, Theni.  
The Petitioner's through his Counsel  
The Inspector of Police, Thenkarai.