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CRL OP No. 16809 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-07-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 16809 of 2026

Swastike Mukherjee
W/o.Snehashish Mukherjee,
Sanjeeva Bungalow Opposite Aquatica,
New town kolkata zoo 156,
P.S.new town,
Bidhannagar,
Commissionerate.

..Petitioner(s)

Vs

State rep.by
Inspector of Police,
CCB Police Station,
(Ref.Cr.No.50 of 2026)

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023, to modify the condition imposed by the learned Judicial Magistrate No.III, Tiruppur in para No.5 sub point IV vide order dated 26.02.2026 in Crl.M.P.No.937 of 2026, requiring the petitioner to appear and sign before the respondent police station on the first Monday of every month until further orders.

For Petitioner(s):

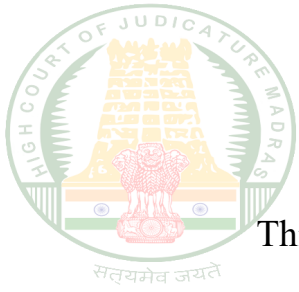
MR.ADITHYA SEM FOR

FOR M/S. Ravindran Venkatachalapathy

For Respondent(s):

MS.R.S.INDIRA, GOVT.ADVOCATE
(CRL.SIDE)

MS.J.SWATHY FOR INTERVENOR

**ORDER**

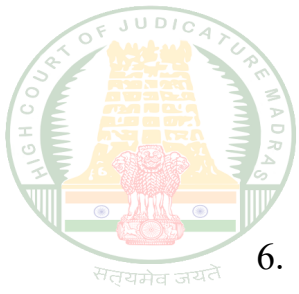
This Criminal Original Petition has been filed seeking modification of the condition imposed by the learned Judicial Magistrate No.III, Tiruppur in para No.5 (iv) vide order dated 26.02.2026 in Crl.M.P.No.937 of 2026.

2.The learned counsel appearing for the petitioner submitted that the petitioner has a minor daughter aged about 5 years, who is suffering from medical ailments. Due to the said circumstances, it is very difficult for the petitioner to travel from Kolkata to Tiruppur, frequently. Hence, he prayed for modification of the condition imposed on the petitioner.

3. However, the learned counsel appearing for the intervenor strongly opposed the application, contending that the petitioner is not cooperating with the trial proceedings and that the case is still pending at the stage of furnishing copies.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police also opposed the application on the ground that the petitioner had not complied with the conditions imposed during the month of April, 2026.

5. I have given anxious consideration on either side submissions and perused the materials available on record.



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6. Considering the submissions made by the learned counsel for the intervenor, it appears that the charge sheet has been filed and the case has been taken on file in C.C. No.724 of 2023, and the matter is still at the stage of furnishing copies. Considering the long pendency of the proceedings and balancing the requirement of ensuring a speedy trial with the grounds urged by the learned counsel for the petitioner, this Court is inclined to modify the condition imposed in paragraph No.5 (iv) vide order dated 26.02.2026 in Crl.M.P.No.937 of 2026.

7. Accordingly, the condition that "*the petitioner shall appear and sign before the respondent police station on first Monday on every month, until further orders*" is modified to the effect that **"the petitioner shall appear before the concerned Court, namely, the learned Judicial Magistrate-III, Tiruppur, on the first Monday of every two months, until further orders"** The other conditions imposed in the order dated 26.02.2026 shall remain unaltered.

8. Accordingly, this Criminal Original Petition is modified.

JRS

08-07-2026



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To

1. The Judicial Magistrate-III, Tiruppur.

2. The Inspector of Police,
CCB Police Station,
(Ref.Cr.No.50 of 2026)

3. The Public Prosecutor,
Madras High Court.

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C.KUMARAPPAN, J.

JRS

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