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CRL MP(MD) NO. 1.



126

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13-07-2026

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THE HONOURABLE MR JUSTICE B.PUGALENDHI

CRL MP(MD) NO. 13602 of 2026

in Crl.A.(MD)No.159 of 2024

Vijay @ Kuruvi Vijay

Petitioner(s)

Vs

State of Tamil Nadu,
Represented by the Inspector of Police,
Anna Nagar Police Station,
Madurai District.
In Crime No. 1950 of 2021.

Respondent(s)

For Petitioner(s):

Mr.M.Jerin Mathew

For Respondent(s):

Mr.V.Shathurthiraja, Government Advocate.

Prayer:

Petition filed under Section 528 of BNSS to condone the absence of the petitioner in complying with the condition imposed by this Court in Crl.M.P.(MD) No. 5608 of 2025 in Crl.M.P.(MD) No. 8151 of 2025 in Crl.A.(MD) No. 159 of 2024 dated 30.06.2025 and consequently recall the NBW issued against the petitioner.



ORDER



The petitioner, a convict, has been granted bail by suspending the sentence by this Court vide order dated 24.04.2025 in CrI.M.P.(MD)No.5608 of 2025 with certain conditions.

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2. The learned counsel appearing for the petitioner submits that the petitioner had complied with the condition imposed by this Court for a period of one year. Thereafter, the condition was modified by this Court directing the petitioner to appear and sign before the Mahila Court, Madurai, on the first working day of every month till the disposal of the appeal. According to the learned counsel, the petitioner had complied with the condition till April 2026. However, on the first working day of May 2026, the petitioner attended the Chithirai Festival at Madurai and failed to appear before the Trial Court, for which a Non-Bailable Warrant came to be issued. Subsequently, the petitioner appeared before the Trial Court on the first working day of June 2026 and signed the register. At that time, he was informed that a Non-Bailable Warrant had already been issued against him. Hence, the petitioner has come up with the present petition to condone his absence before the Trial Court for the past three months.

3. This Court considered the submissions made by the learned counsel for the petitioner.

4. Admittedly, the petitioner failed to comply with the condition on 01.05.2026 on account of attending the Chithirai Festival. The petitioner has not realised that he is required to comply with the condition imposed by this Court scrupulously. Considering the conduct of this petitioner, this Court, while condoning his absence before the Trial Court, modifies the condition already imposed by this Court by order dated 30.06.2025 in CrI.M.P.(MD) No.8151



of 2025 and directs the petitioner to appear and sign before the Trial Court once i.e.,
on every Monday at 10.30 a.m., for a period of ten (10) weeks and thereafter to appear and
sign before the Trial Court on the first working day of every English calendar month at 10.30
a.m. until the disposal of the appeal.

5. With the above modification, this Criminal Miscellaneous Petition is ordered.
Consequently, the Non-Bailable Warrant issued against the petitioner stands re-called.

13-07-2026

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To

1.The Sessions Mahila Court,
Madurai.

2.The Inspector of Police,
Anna Nagar Police Station,
Madurai.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.