



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.09.2015

CORAM:

THE HONOURABLE Mr.JUSTICE K.KALYANASUNDARAM

Cr1.O.P.(MD)No.17405 of 2015

WEB COPY

1.P.Gobukumar

2.S.Somasundaram

..Petitioners/Accused 1 & 2

Vs.

The Sub Inspector of Police,  
Marthandam Police Station,  
Kanyakumari District.

..Respondent

PRAYER: Petition is filed under Section 439(1)(b) of the Code of Criminal Procedure, to modify the condition in Cr.M.P.No.2099 of 2015 order dated 15.07.2015 on the file of the Sessions Court, Kanyakumari Division at Nagercoil.

For Petitioners: Mr.G.Anbu Saravanan

For Respondent : Mrs.S.Prabha

Government Advocate (Cr1. Side)

O R D E R

The petitioners have been added as accused in Crime No.443 of 2015 on the file of the respondent police for the alleged offence under Sections 294(b) and 506(ii) IPC.

2.Both the petitioners were granted anticipatory bail by the learned Sessions Judge, Kanyakumari Division at Nagercoil in Cr1.M.P.No.2099 of 2015 on condition that they should appear before the respondent Police for a period of one month.

3.The learned counsel for the petitioners submitted that the petitioners are senior citizens and they are native of Madurai and after they were granted anticipatory bail, wife of one of the petitioners died and therefore, they find it difficult to comply the condition.

4.The learned counsel for the petitioners further submitted that the complaint was given by the cousin brother of the petitioners while they had gone to Kanyakumari for temple festival.

5.Heard the learned Government Advocate (Cr1.side) appearing for the respondent Police.

6.Considering the fact and circumstances, this Court is inclined to modify the condition. Accordingly, the petitioners are directed to report before the respondent Police as and when required.

7.The Criminal Original petition is disposed of accordingly.

Sd/-

Assistant Registrar(Writs)



To

1. The Sessions Judge,  
Kanyakumari Division at Nagercoil.

2. The Sub Inspector of Police,  
Marthandam Police Station,  
Kanyakumari District.

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

+1cc to Mr. G. Anbusaravanan, Advocate in SR.54048

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nbj

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