



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.08.2016

CORAM

THE HON'BLE DR.JUSTICE S.VIMALA

Crl.O.P. (MD) No.13137 of 2016

Rajkumar

... Petitioner/Petitioner/A6

-vs-

State represented by
The Inspector of Police,
Thadicombu Police Station,
Dindigul District.
(Crime No.55/2016)

... Respondent/Respondent/Complainant

Prayer: Petition filed under Section 482 of Code of Criminal Procedure to set aside the order passed in Crl.M.P.No.1386 of 2016 dated 05.07.2016 passed by the learned Principal Sessions Judge, Dindigul and consequently relax the condition imposed in Crl.M.P.No.1114 of 2016 dated 05.07.2016.

For Petitioner : Mr.J.Anandkumar

For Respondent : Mr.K.V.Rajarajan
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed, seeking to set aside the order passed in Crl.M.P.No.1386 of 2016 dated 05.07.2016 by the learned Principal Sessions Judge, Dindigul and consequently relax the condition imposed in Crl.M.P.No.1114 of 2016 dated 05.07.2016.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) appearing for the respondent.

3. The case of the petitioner is that he was arrested in respect of a case in Crime No.55 of 2016 on the file of the respondent police for the offence under Section 395 IPC; that he was released on bail by the learned Principal Sessions Judge, Dindigul Crl.M.P.No.1114 of 2016 on 29.04.2016 with a condition to report before the respondent police daily at 10:00am until further orders, that due to his poor health condition, he is unable to comply with the condition, as he has to travel 200kms daily in



compliance of the order and therefore, the petitioners seeks to set aside the said condition imposed by the Principal Sessions Judge, Dindigul.

4. The relief sought for by the petitioner is not maintainable, as the Court, which imposed the condition alone has got the power to modify the same and this Court is not inclined to usurp the power of the said Court and therefore, this petition is liable to be dismissed .

5. Accordingly, this Criminal Original Petition is dismissed.

Sd/-
Assistant Registrar(AE)

/TRUE COPY/

Sub Assistant Registrar

To:

1. The Principal Sessions Judge,
Dindigul.
 2. The Inspector of Police,
Thadicombu Police Station,
Dindigul District.
 3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1cc to M/S.J.ANANDKUMAR,ADVOCATE, SR NO:40947

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JA-SKS-RR/SAR.AE-24.08.2016-2P:5C

Cr1.O.P.(MD)No.13137 of 2016