

HON' BLE SRI JUSTICE SURESH KUMAR KAIT

Criminal Petition No.16659 of 2016

ORDER:

This petition is filed under Section 482 Cr.P.C. seeking to relax the conditions imposed against the petitioners/ A.1 & A.5 by the Metropolitan Sessions Judge cum I Additional District & Sessions Judge at Visakhapatnam in CrI.M.P.No.3894 of 2016, dated 24.11.2016 as "to furnish a personal bond of Rs.1,00,000/- and Rs.50,000/- respectively and two sureties who shall furnish fixed deposits of Rs.1,00,000/- and Rs.50,000/- respectively each to the satisfaction of the Additional Judicial First Class Magistrate, Chodavaram".

Learned counsel for the petitioners submits that the petitioners are poor and are not in a position to comply with the conditions imposed against them due to lack of poverty. Therefore, they pray to relax the above conditions.

Learned Additional Public Prosecutor opposed the said petition.

Keeping in view the fact that the petitioners are poor, I am inclined to modify the conditions imposed by the Metropolitan Sessions Judge, Visakhapatnam in CrI.M.P.No.3894 of 2016 to the effect that the petitioners/ A.1 & A.5 shall furnish a personal bond for Rs.1,00,000/- and Rs.50,000/- respectively, with two sureties for the like each to the satisfaction of the Additional Judicial First Class Magistrate, Chodavaram. The rest of the conditions shall remain intact.

The criminal petition is, accordingly, allowed.

SURESH KUMAR KAIT, J

Date: 8.12.2016
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