

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.03.2017

CORAM

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

Crl.O.P.No.5397 of 2017

Sakthivel

... Petitioner

Vs

State by  
Inspector of Police,  
Madipakkam Police Station,  
Chennai.

... Respondent

Criminal Original Petition filed under Section 482 Cr.P.C. to direct the Judicial Magistrate, Alandur to accept the sureties furnished by the petitioner as local sureties in Crl.MP.No.3037 of 2016 on the file of the Principal Sessions Judge, Kancheepuram.

For Petitioner : Mr.M.Gopi

For Respondent : Mr.C.Emalias,  
Addl. Public Prosecutor

ORDER

The present criminal original petition has been filed seeking a direction to the learned Judicial Magistrate, Alandur to accept the sureties furnished by the petitioner and release him on bail, as per the order of the learned Principal Sessions Judge, Kanchipuram dated 20.10.2016 in Crl.MP.No.3037 of 2016.

2. It is the case of the petitioner that he was arrested and remanded to judicial custody on 03.06.2016 in connection with a case in Crime No.1436 of 2016 for the alleged offence punishable under Section 302 IPC. He filed a petition in Crl.MP.No.3037 of 2016 before the learned Principal Sessions Judge, Kancheepuram District at Chengalpattu, seeking bail. By order dated 20.10.2016, he was ordered to be released on bail on his executing a bond for Rs.10,000/- with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Alandur with a condition to report before the respondent police daily at 10.00am until further orders. Pursuant to the same, through his counsel, he has furnished two sureties before the learned Judicial Magistrate, Alandur, who, however, refused to accept the same and insisted him to furnish

blood relative sureties. Due to the same, the petitioner is unable to come out on bail. Hence, this petition.

3. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor, who took notice for the respondent.

4. Considering the facts and circumstances of the case, this Court directs the learned Judicial Magistrate, Alandur to accept the sureties to be furnished by the petitioner, without insisting him to furnish blood relative sureties and release him on bail subject to satisfaction of other conditions, as per the order of the learned Principal Sessions Judge, Kanchipuram dated 20.10.2016 in CrI.MP.No.3037 of 2016.

5. Accordingly, this Criminal Original Petition is ordered.

Sd/-  
Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

To

1.The Judicial Magistrate, Alandur.

2.do thro'The Chief Judicial Magistrate, Kanchipuram.

3.The Principal Sessions Judge, Kanchipuram.

4.Inspector of Police, Madipakkam Police Station, Chennai.

5.The Public Prosecutor,  
High Court, Madras.

+1 cc to Mr.M.Gopi,advocate,sr.17278.

kk(co)  
krd 7/4

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