

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.03.2017

CORAM:

THE HON'BLE MR.JUSTICE C.T. SELVAM

Crl.R.C.Nos.360, 361, 362, 363, 364, 365, 366 and 367 of 2017
and

Crl.M.P.Nos.3382, 3383, 3384, 3385, 3386, 3387, 3388 and
3389 of 2017

Philip Mani Modayil

Director of Church of South India Trust Association,

Modayil House, Kanjikuzhy P.O.

Kottayam, Kerala - 683 004. ...Petitioner in Crl.R.C.No.360/17

Joy Mecdonald Richard

Ex-Director of Church of South India Trust Association,

139, C.H.B.S. Layout,

Vijayanagar, Bangalore,

Karnataka - 560 040. ...Petitioner in Crl.R.C.No.361/17

Moses Jaya Kumar

Ex-Director of Church of South India Trust Association,

All Saints Church, No.1, Hosur Road,

Bangalore, Karnataka - 560 025. ...Petitioner in

Crl.R.C.No.362/17

Devasahayam Tsoudury

Ex-Director of Church of South India Trust Association,

2-5-211, Nakkalagutta,

Hanamkonda, Warangal,

Andhra Pradesh - 506 001. ...Petitioner in Crl.R.C.No.363/17

Gladstone John Wilson

Ex-Director of Church of South India Trust Association,

LMS Compound, Trivandrum,

Kerala - 695 033. ...Petitioner in Crl.R.C.No.364/17

Sathiadas Samuel Nadar

Ex-Director of Church of South India Trust Association,

32/16, A, Kulasekaram Road,

Marthandam Post,

Kanyakumari, Tamil Nadu - 629 165. ...Petitioner in

Crl.R.C.No.365/17

John Samuel
Ex-Director of Church of South India Trust Association,
HNO:11-23-111, L.B.Nagar, Warangal,
Andhra Pradesh - 506 002. ..Petitioner in
Crl.R.C.No.366/17

Vijay Kumar Dandin
Ex-Director of Church of South India Trust Association,
Sumitra Opp. Sai Mandir Courpa
Lias Compound AIR Road,
Dharwad, Karnataka - 580 008. ...Petitioner in Crl.R.C.No.367/17

Vs.

State
The Deputy Registrar of Companies,
Tamilnadu,
having office at Shastri Bhavan,
26, Haddows Road,
Chennai - 600 006. ... Respondent in all revisions/
Complainant

Criminal Revision Cases filed under Section 397 and 401
Cr.P.C. against the common order of learned Additional Chief
Metropolitan Magistrate (E.O.II), Egmore, Chennai, passed in
Crl.M.P.Nos.2191, 2192, 2193, 2194, 2195, 2196, 2197 and 2198 of
2016 in E.O.C.C.No.14 of 2014 on 16.11.2016.

For Petitioners : Mr.D.Prabhu Mukunth

For Respondent : Mr.V.Venkatesan
Senior Central Government Standing Counsel

C O M M O N O R D E R

These revisions arise against the common order of learned
Additional Chief Metropolitan Magistrate (E.O.II), Egmore,
Chennai, passed in Crl.M.P.Nos.2191, 2192, 2193, 2194, 2195,
2196, 2197 and 2198 of 2016 in E.O.C.C.No.14 of 2014 on
16.11.2016, dismissing petitions seeking recall of Non-bailable
Warrants issued against petitioners.

2. Heard learned counsel for petitioners and learned Senior
Central Government Standing Counsel.

3. On a perusal of the order under challenge, this Court is
of the view that in the attendant facts, not much wrong can be
found therein. However, it is considered appropriate to afford
the petitioners one further opportunity subject to conditions.
Accordingly, this Court directs each of the petitioners to

effect payment of a sum of Rs.1,000/- (Rupees One Thousand only) to the Tamil Nadu Mediation and Conciliation Centre attached to this Court within a period of one week from **(*) the date of receipt of the Copy of this order**. Upon production of proof of such payment, Court below is directed to recall the Non-bailable Warrants issued against petitioners without insisting on their appearance before it. Court below is further directed to deal with the case in E.O.C.C.No.14 of 2014 expeditiously.

The Criminal Revision Cases are disposed of with the above direction. Connected miscellaneous petitions are closed.

03.03.2017

These revisions have been listed today under the caption "for being mentioned" at the instance of learned counsel for petitioners.

2. Learned counsel for petitioners submits that this Court, under orders dated 03.03.2017, directed each of the petitioners to effect payment of a sum of Rs.1,000/- (Rupees One Thousand only) to the Tamil Nadu Mediation and Conciliation Centre attached to this Court within a period of one week from the date of receipt of the order. However, in the order, it is mentioned that payment should be made within one week from today i.e., the date of order.

3. Considering the submissions made, this Court directs that in paragraph No.3 of the order dated 03.03.2017, the words "from today" shall be replaced with "from the date of receipt of the order".

Registry is directed to carry out necessary corrections and issue fresh order copy.

सत्यमेव जयते

20.03.2017

(*) Sd/-
AR (V)

Sd/-
Assistant Registrar

True Copy

Sub-Assistant Registrar

(*) Corrected as per order
dated.20.03.2017 in CrI.R.C.360 to 367/2017

gm
To

1.The Additional Chief Metropolitan Magistrate (E.O.II),
Egmore, Chennai

2.The The Deputy Registrar of Companies,
Tamilnadu,
having office at Shastri Bhavan,
26, Haddows Road,
Chennai - 600 006.

To be substituted
the order already
despatched on
08.03.2017

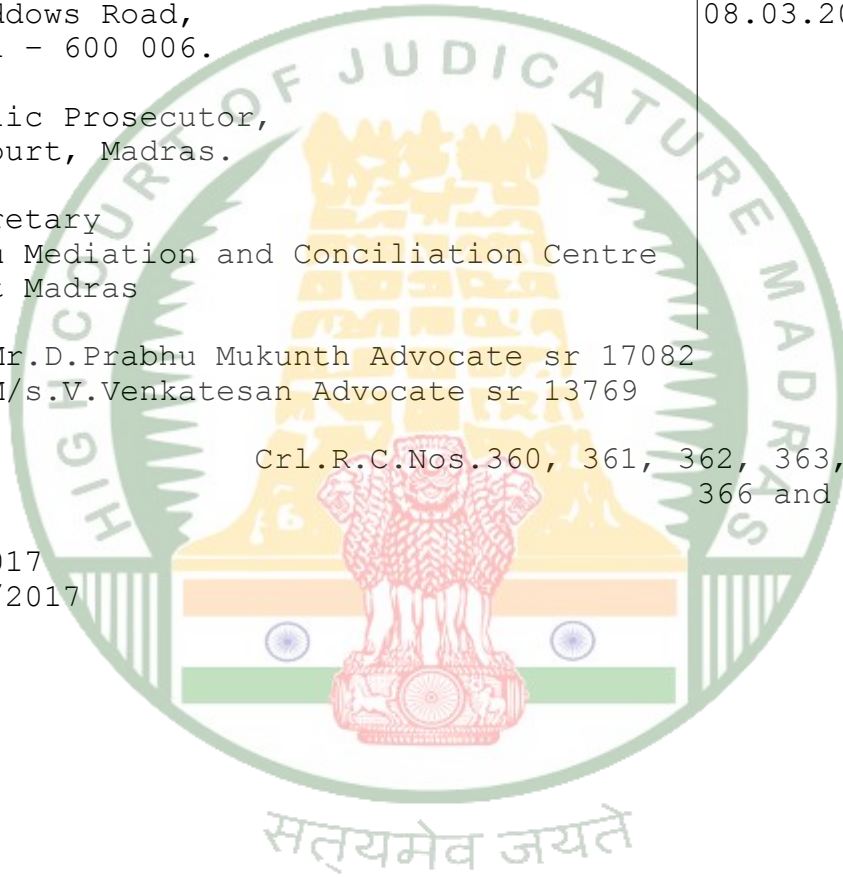
3.The Public Prosecutor,
High Court, Madras.

4.The Secretary
Tamil Nadu Mediation and Conciliation Centre
High Court Madras

+2 cc to Mr.D.Prabhu Mukunth Advocate sr 17082
+1 cc to M/s.V.Venkatesan Advocate sr 13769

Crl.R.C.Nos.360, 361, 362, 363, 364, 365,
366 and 367 of 2017

rj(co)
aa07/03/2017
MD: 22/03/2017



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