

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.04.2017

CORAM:

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

Crl.O.P.No.7655 of 2017

Kannan Ayyar,
S/o.Krishnan

..Petitioner

Vs.

State represented by
District Crime Branch,
Tiruvallur District,
Crime No.21 of 2014.

.. Respondent

Criminal Original Petition filed under Section 482 of the Criminal Procedure Code praying to modify the condition imposed in Crl.M.P.No.1433 of 2017 dated 10.04.2017 in Cr.No.21 of 2014 on the file of the Judicial Magistrate No.1, Tiruvallur that 1) to deposit Rs.1,00,000/- into Court deposit 2) execute bond of Rs.50,000/- with two surety and one surety shall be Grade I Government Official, Surety of Tiruvallur District having permanent resident in Tiruvallur and another solvent surety having resident in Tiruvallur.

For Petitioner : Mr.K.Gandhi Kumar

For Respondent : Mr.M.Mahammed Riyaz
Government Advocate (Crl.side)

सत्यमेव जयते

O R D E R

Petitioner seeks modification of order passed by learned Judicial Magistrate I, Tiruvallur, under orders in Crl.M.P.No.1433 of 2017 dated 10.04.2017.

2. Heard learned counsel for petitioner and learned Government Advocate [Crl.side].

3. The condition imposed by Court below requiring the petitioner to deposit a sum of Rs.1,00,000/- is onerous. Similarly, learned counsel for petitioner submits that further requirement of petitioner furnishing two sureties, one of whom

shall be of Grade I Government Official in effect prohibits the petitioner in availing the benefit of the order of bail.

4. In the circumstances, this Court orders as follows:

The condition in the order under challenge requiring the petitioner to deposit a sum of Rs.1,00,000/- shall stand deleted. The petitioner shall now be required to produce two sureties belonging to Tiruvallur District, instead of as ordered by the Court below. In all other aspects, the order of Court below shall prevail.

The Criminal Original Petition is disposed of with the above direction.

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

vsm

To

1.The Judicial Magistrate I,
Tiruvallur.

2.The District Crime Branch,
Tiruvallur District.

3.The Public Prosecutor,
High Court, Chennai.

+1cc to Mr.K.Gandhi Kumar,Advocate sr.23450

Cr1.O.P.No.7655 of 2017

rj(co)
ss(20/4/2017)

सत्यमेव जयते

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