

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.02.2017

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

Crl.O.P.No.2639 of 2017

M.Vinoth

[Petitioner]

Vs

State rep.by

The Inspector of Police,
P-3, Vysarpadi Police Station,
Chennai-600 039.

[Respondent]

Petition filed under Section 439(1)(b) of the Criminal Procedure Code, to modify the first condition of the order passed by the learned V Metropolitan Magistrate, Egmore in Crl.M.P.No.1859 of 2016 dated 26.08.2016.

For Petitioner : Mr.X.Gerard

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

O R D E R

By the impugned order dated 26.08.2016 in Crl.M.P.No.1859 of 2016 in Crime No.605 of 2016, the learned V Metropolitan Magistrate, Egmore, Chennai, handed over the interim custody of the auto-rickshaw bearing Registration No.TN-04-R-4219 on certain conditions, to the petitioner, which was originally seized from the petitioner. The first condition imposed is that the petitioner has to execute a bond for a sum of Rs.2,00,000/- with two sureties each for the like sum; that the sureties shall be the owner of movable or immovable property worth more than Rs.2,00,000/- and they shall furnish necessary documents to that effect. Now the petitioner has filed this Criminal Original Petition to modify the said condition.

2.Mr.C.Emalias, learned Additional Public Prosecutor, took notice for the respondent.

3.Heard both the sides.

4.Taking into consideration the facts and circumstances of the case, the condition imposed by the learned V Metropolitan Magistrate, Egmore, Chennai in the order made in CrI.M.P.No.1859 of 2016 in Crime No.605 of 2016, dated 26.08.2016, in respect of executing a bond for a sum of Rs.2,00,000/- with two sureties each for the like sum, and that the sureties shall be the owner of movable or immovable property worth more than Rs.2,00,000/- and they shall furnish necessary documents, is modified to the effect that the petitioner shall execute a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand Only) with two sureties each for the like sum. Rest of the conditions imposed by the learned V Metropolitan Magistrate, Egmore, Chennai, shall remain unaltered.

5.This petition is ordered accordingly.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

KM

To

1.The V Metropolitan Magistrate,
Egmore, Chennai.
[now functioning at Alliculam
Commercial Complex Park Town, Chennai-3]

2.The Inspector of Police,
P-3, Vysarpadi Police Station,
Chennai-600 039.

3.The Public Prosecutor,
Madras High Court,
Chennai-600 104.

CrI.O.P.No.2639 of 2017

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srg 6/3/2017