

IN THE HIGH COURT OF JUDICATURE AT MADRAS**DATED : 08.12.2017****CORAM****THE HONOURABLE MR. JUSTICE M.S.RAMESH****Crl.O.P.No.27041 of 2017**

1.D.Venkataraman

2.Kalaivani

..Petitioners

Vs.

State rep. by
Sub Inspector of Police (Crime)
B-2, Esplanade Police Station,
Chennai - 600 104.

..Respondent

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to modify the conditions imposed in clause (iii) of the order dated 07.10.2017 made in Crl.MP.No.15001/2017 by setting aside the impugned order dated 30.11.2017 in Crl.MP.No.18891/2017 on the file of the Principal Sessions Judge, Chennai.

For Petitioners : Mr.K.N.Nataraj

For Respondent : Mr.C.Iyyapparaj
Additional Public Prosecutor

ORDER

It is submitted by the learned counsel for the petitioners that the first petitioner herein is physically challenged and that the second petitioner is his wife.

2. In the order dated 07.10.2017 passed in Crl.MP.No.15001/2017, the

petitioners were directed to appear before the court daily at 10.30 a.m., for a period of one month.

3. Learned counsel for the petitioners submitted that in view of the physical disablement of the first petitioner, the second petitioner needs to take care of him and therefore, he seeks relaxation of the above said condition.

4. Taking sympathetic view on the physical condition of the first petitioner and the fact, the second petitioner, who is his wife, needs to take care of him, the condition imposed in Crl.MP.No.15501/2017 to report before the court daily at 10.30 a.m., for one month is modified to the effect that the petitioners shall report before the respondent police as and when required. All other conditions imposed in the order dated 07.10.2017 in Crl.M.P.No.15501/2017 shall remain intact. Consequently, the petitioners are permitted to surrender before the VII Metropolitan Magistrate, Chennai, within a period of one week from the date of receipt of a copy of this order.

In the result, the Criminal Original Petition is allowed.

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08.12.2017

gv/vum

Note: Issue order copy on 11.12.2017

M.S.RAMESH.J,

gv/vum

1.Sub Inspector of Police (Crime)
B-2, Esplanade Police Station,
Chennai - 600 104.

2.The Public Prosecutor,
High Court, Madras.



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