

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Fourteenth day of September Two Thousand Eighteen

PRESENT

The Hon`ble Mr Justice A.D.JAGADISH CHANDIRA

CRIMINAL MISCELLANEOUS PETITION No.12053 of 2018

IN CRL A.205/2017

T.HEMANTH ALVA

[PETITIONER]

Vs

THE STATE REP BY ITS,
THE INSPECTOR OF POLICE,
CBI ACB CHENNAI.
[R.C.NO.41 (A) 2000]

[RESPONDENT]

Petition praying that in the circumstances stated therein the High Court will be pleased to relax the condition imposed by this Hon'ble Court that the appellant shall appear before the said trial court on every Monday on every week at 10.30 a.m pending appeal vide in Crl.M.P.No.4928 of 2017 in Crl.A.No.205 of 2017 dated 10.05.2017.

Order : This petition coming on for orders upon perusing the petition and upon hearing the arguments of M/S.A.T.ANBU KUMAR, Advocate for the petitioner and of MR.K.SRINIVASAN SPECIAL PUBLIC PROSECUTOR FOR CBI CASES on behalf of the Respondent the court made the following order:-

This petition has been filed to relax the condition imposed on the petitioner by this court in Crl.M.P.No.4928 of 2017 in Crl.A.No.205 of 2017 dated 10.05.2017, directing the petitioner shall report before the concerned Court, once in a week i.e., on every Monday at 10.30 a.m., until further orders.

2. The learned counsel for the petitioner would submit that since the date of release on bail, the petitioner had been regularly complying with the condition for the past more than one year. The learned counsel would submit that there is a typographical and clerical error in the petition wherein it has been wrongly stated in para 5 "that the petitioner after his slight recovery had appeared before the Trial Court to comply with the condition on 18.06.2018, but the Court below decline to permit him to sign as per the conditions since he was absent on 07.05.2018 and directed him to get relief from this Court" . He would request that para 5 of the petition may be deleted and would submit that infact the petitioner had been regularly complying with the condition and would pray for relaxation of bail condition.

3. The learned Additional Public prosecutor would submit that the petitioner has been regularly complying with the condition.

4. Taking into consideration of the submissions made by the counsels on either side, the condition imposed by this court in Crl.M.P.No.4928 of 2017 in Crl.A.No.205 of 2017 dated 10.05.2017 is modified and the petitioner shall appear before the trial Court on the first working day of every English Calender month at 10.30 a.m., until further orders.

-sd/-

14/09/2018

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE XI ADDITIONAL CITY CIVIL
& SESSIONS JUDGE FOR CBI CASES [CBI CASES
RELATING TO BANKS AND FINANCIAL
INSTITUTIONS], CHENNAI-104.

2 THE XI ADDITIONAL SPECIAL
JUDGE FOR CBI CASES, CHENNAI.

3 THE SPECIAL PUBLIC PROSECUTOR FOR CBI CASES,
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE, *सत्यमेव जयते*
CBI ACB CHENNAI.

+1C.C. to M/S.A.T.ANBU KUMAR Advocate on payment of necessary
charges SR NO.17451

Order

in
CRL MP.12053/2018

in
CRL A.205/2017

Date :14/09/2018

From 7.2.2001 the Registry is issuing certified
copies of the BAIL/Anti.BAIL Orders in this format