

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Twenty Third day of March Two Thousand Eighteen

PRESENT

The Hon`ble Mr Justice M.V. MURALIDARAN

CRIMINAL MISCELLANEOUS PETITION No.4714 of 2018

IN CRL RC.346/2018

S.NANMUGAN,

[PETITIONER]

Vs

A.JOTHIMANI, AGED 57 YEARS

[RESPONDENT]

S/O.M.ARUMUGAM,

NO.3, JAGANATHAPURAM COLONY

1ST STREET, SURAMPATTI, ERODE - 638009,

ERODE DISTRICT

Petition praying that in the circumstances stated therein the High Court will be pleased to modify one of the condition that the petitioner shall deposit a sum of Rs.2,00,000/- within four weeks from the date of receipt of the copy of the order in the order passed in Crl.M.P.No.4257 of 2018 in Crl.R.C.No.346 of 2018 dated 16.03.2018 on the file of this Honble Court

Order : This petition coming on for orders upon perusing the petition and upon hearing the arguments of M/S.C.S.SARAVANAN, Advocate for the petitioner, the court made the following order:-

Petitioner seeks modification of the condition imposed by this Court in Crl.R.C.No.346 of 2018 and Crl.M.P.No.4257 of 2018 under orders dated 16.03.2018.

2. The learned counsel for the petitioner would submit that this Court, under orders dated 16.03.2018, while granting the relief of suspension of sentence, has directed the petitioner to deposit a sum of Rs.2,00,000/- before the learned Judicial Magistrate No.I, Erode, within a period of four weeks. He would further submit that the petitioner is in custody from 05.02.2018 and he is unable to mobilize the said amount. Hence, he seeks time for depositing the said amount.

3. Heard the learned counsel for the respondent.

4. Considering the submission made by the learned counsel appearing for the petitioner, the order dated 16.03.2018 is modified that the petitioner is directed to deposit a sum of Rs.2,00,000/- to the credit of C.C.No.640 of 2009 on the file of the learned Judicial Magistrate No.I, Erode, within a period of three weeks from the date of his release in prison.

5. With the above modification, this criminal miscellaneous petition is allowed. The other condition shall remain unaltered.

-sd/-
23/03/2018

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 JUDICIAL MAGISTRATE,
NO.I, ERODE

2 THE CHIEF JUDICIAL MAGISTRATE
ERODE (FOR INFORMATION)

+1 C.C. to M/S.C.S.SARAVANAN Advocate on payment of
necessary charges Sr.No.5709

Order
in
CRL MP.4714/2018
in
CRL RC.346/2018
Date :23/03/2018

From 7.2.2001 the Registry is issuing certified
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MD: 23/03/2018