

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.06.2018

C O R A M

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

Crl.O.P.No.15783 of 2018

Babu @ Tamizhanbabu

...Petitioner

Vs.

The State

Rep. by the Inspector of Police

Polur Police Station

Tiruvannamalai District.

... Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C to set aside the order in Crl.MP.No.1238 of 2018 passed by the District and Sessions Court, Polur dated 04.04.2018 in Crime No.98 of 2018 and relax the condition of reporting.

For Petitioner : Mr.P.G.Thiyagu

For Respondent : Mr.C.Raghavan

Government Advocate (Crl.Side)

O R D E R

This criminal original petition has been filed to set aside the order dated 04.04.2018 passed by the District and Sessions Judge, Polur in Crl.M.P.No.1238 of 2018 in Crime No.98 of 2018.

2. Today, Mr.S.Ravi, Sub-Inspector of Police, Polur Police Station, Tiruvannamalai District, is present before this Court.

3. The petitioner was arrested in Crime No.98 of 2018 for the offences under Sections 29(1)(a)(ii), 13(1)(b) and 13(2) of the Unlawful Activities (Prevention) Act, 1967, and remanded to custody. He filed Crl.MP.No.753 of 2018, seeking for bail and the District and Sessions Judge, Tiruvannamalai District, was pleased to grant bail on 05.03.2018 on certain conditions, one of which, is that the petitioner should report before the respondent police everyday at 10.00 a.m. Thereafter, the petitioner filed a petition in Crl.MP.No.1238 of 2018 for relaxation of the said condition on the ground that the investigation has been completed. However, the said petition has been dismissed by the District and Sessions Judge, Tiruvannamalai District on 04.04.2018, aggrieved by which, the petitioner is before this Court.

4. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent.

5. On instructions, the learned Government Advocate (Crl. Side) submitted that during hearing of the bail petition in Crl.MP.No.753 of 2018, the police had inadvertently represented that the investigation was completed. He further submitted that the investigation is in progress.

6. However, it is seen that the petitioner has been complying with the condition, by reporting before the respondent police from 07.03.2018 till date. Taking into consideration the nature of the allegations, the said condition is relaxed. However, the petitioner shall appear before the respondent police as and when required.

With the above relaxation, this petition is ordered.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

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To

1.The District and Sessions Court,
Polur.

2. The Inspector of Police
Polur Police Station
Tiruvannamalai District.

3.The Public Prosecutor,
High Court, Madras.

+lcc to Mr.P.G.Thiyagu, Advocate, S.R.No.40054

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GSP (06/07/2018)