

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.12.2018

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.No.29875 of 2018

Muhamed Ersheti

... Petitioner/Accused

/Vs/

State rep by
The Inspector of Police,
Cheyyar Police Station, Cheyyar
(Crime No.207 of 2018)

... Respondent/Complainant

Prayer:

Criminal Original Petition filed under section 439 (1) (b) of Cr.P.C., to modify the condition order passed in CMP.No.4358 of 2018 dated 10.10.2018 by the learned Judicial Magistrate, Madurandhagam, directing "the petitioner to produce two sureties out of which, one must be blood sureties, each for a like sum to the satisfaction of the learned Judicial magistrate, Madurandhagam and that may be pleased to modified to accept the Non-blood sureties with acceptable proof as address."

For Petitioner : Mr.E.Anbarasan

For respondent : Mrs.M.Prabhavathi
Additional Public Prosecutor

O R D E R

This petition has been filed by the petitioner to modify the condition imposed by the learned Judicial Magistrate, Madurandhagam order dated 10.10.2018 in C.M.P.No.4358 of 2018.

2. The learned counsel for the petitioner would submit that the petitioner is unable to execute two sureties out of which, one must be blood sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Madurandhagam, due to which he is inside the prison for the past 2 months, hence, he seeks for modification of the said condition.

3. Considering the facts and circumstances of the case, this court is inclined to modify the said condition to the effect

that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of this Court concerned. It is made clear that excepting the said modification in the sureties, in all other respects, the order dated 10.10.2018 shall remain unaltered.

4. This Criminal Original Petition is ordered accordingly.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

To

1. The Judicial Magistrate,
Madurandhagam.
2. The Inspector of Police,
Cheyyar Police Station, Cheyyar.
3. The Public Prosecutor,
High Court of Madras.

+1cc to Mr.E.Anbarasan, Advocate in sr.no.89837 (24/12/2018)

Crl.O.P.No.29875 of 2018

kj[co]
srg 21/12/2018

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