



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Ninth day of January Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice R.PONGIAPPAN

CRL MP(MD) No.116 of 2018

IN

CRL OP(MD) No.13559 of 2017

KUMAR

... PETITIONER / ACCUSED No.2

Vs

STATE THROUGH THE INSPECTOR OF POLICE
ERANIEL POLICE STATION,
KANYAKUMARI DISTRICT,
CR NO. 91/2006.

... RESPONDENT / COMPLAINANT

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court will be pleased to MODIFY THE CONDITION imposed in Crl. O. P. (MD) NO. 13559/2017 in S.C No. 260/2017 on the file of the Principal Sessions Judge, Kanyakumari district at Nagercoil dated 30.10.2017 and pass any other orders which this Honourable Court deem fit and proper in the circumstances of the case.

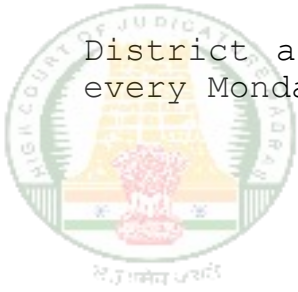
Order : This petition coming on for orders upon perusing the petition filed in support thereof and upon hearing the arguments of Mr.B.N.RAJA MOHAMED, Advocate for the petitioner and of Mr.K.SUYAMBULINGA BHARATHI Government Advocate (Criminal Side) on behalf of the Respondents the court made the following order:-

This Petition has been filed to relax the condition imposed in Crl.O.P.(MD)No.13559 of 2017, dated 30.10.2017.

2.The learned counsel appearing for the petitioner submitted that the petitioner was not able to appear for both the cases at two different places viz., before the Principal Sessions Judge, Kanyakumari District at Nagercoil in S.C.No.260 of 2017 and learned Judicial Magistrate, Eraniel in S.C.No.301 of 2017.

3.The learned Government Advocate (Crl.Side) submitted that the petitioner is complying with the condition regularly in S.C.No.260 of 2017.

4.Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.Side) that vide order dated 30.10.2017 made in Crl.O.P (MD)No.13559 of 2017 is modified to the effect that the petitioner shall appear before the Principal Sessions Judge, Kanyakumari



District at Nagercoil in both the cases, once in a week, i.e., on every Monday at 10.00 a.m. until further orders.

sd/-
09/01/2018

/ TRUE COPY /

WEB COPY

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE JUDICIAL MAGISTRATE,
ERANIEL, KANYAKUMARI DISTRICT
- 2 DO THROUGH THE CHIEF JUDICIAL
KANYAKUMARI DISTRICT AT NAGERCOIL
- 3 THE PRINCIPAL SESSIONS JUDGE,
KANYAKUMARI DISTRICT AT NAGERCOIL
- 4 THE INSPECTOR OF POLICE
ERANIEL POLICE STATION,
KANYAKUMARI DISTRICT,
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI

+1. C.C. to MR.B.N.RAJA MOHAMED Advocate SR.No.346

JAM/11/01/2018/RR/ SAR 3 /2p-7c

ORDER
IN
CRL MP (MD) No.116 of 2018
IN
CRL OP (MD) No.13559 of 2017
Date :09/01/2018