



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

Wednesday, the Seventh day of February Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice R.PONGIAPPAN

CRL MP(MD) No.804 of 2018
IN
CRL OP(MD) No.16918 of 2017

KUMAR

... PETITIONER/ACCUSED NO.4

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE
ERANIEL POLICE STATION,
KANYAKUMARI DISTRICT
(CR.NO.869/1997)

... RESPONDENT/COMPLAINANT

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to relax the condition imposed in Crl.O.P.(MD).No. 16918 of 2017 in S.C.No.301 of 2017 on the file of the Principal Sessions Judge, Kanyakumari District at Nagercoil dated 09.01.2018

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

This petition has been filed to relax the condition imposed in Crl.O.P.(MD)No.16918 of 2017, dated 18.12.2017.

2. Heard the learned counsel appearing for the petitioner.

3.The learned Government Advocate (Criminal Side) on instructions, submitted that the petitioner was remanded to judicial custody after issuing the non-bailable warrant in S.C.No.261 of 2017.

4. The submissions made by the learned counsels appearing for either side are considered. As per the submission made by the prosecution, the petitioner herein remanded to judicial custody after issuing non-bailable warrant in S.C.No.261 of 2017. Thereafter this Court granted bail to the petitioner. Admittedly, the alleged occurrence was happened in the year 1997. Till now, only due to the attitude of the petitioner, the case has not been disposed. So, considering the above said aspects, this Court is not



inclined to modify the condition already imposed. Hence, this petition is dismissed.

sd/-
07/02/2018

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

TO

- 1 THE PRINCIPAL SESSIONS JUDGE,
KANYAKUMARI DIVISION AT NAGERCOIL.
- 2 THE OFFICER IN CHARGE, SUB JAIL, NAGERCOIL.
- 3 THE INSPECTOR OF POLICE
ERANIEL POLICE STATION, KANYAKUMARI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL MP(MD) No.804 of 2018
IN
CRL OP(MD) No.16918 of 2017
Date :07/02/2018

MKV-CM-VR-SAR 2/12.2.2018/2P-5C