



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.08.2018

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.(MD)No.14779 of 2018

Maharaja

... Petitioner/Accused No.2

Vs.

The Inspector of Police
Thalayathu Police Station
Tirunelveli District
(Cr.No.156 of 2016)

...Respondent/ Respondent

Prayer: This Criminal Original Petition filed under Section 439(1) (b) Cr.P.C. to modify the condition imposed by the court order dated 06.08.2018 in Cr.M.P.No.697 of 2018 as to signed before the respondent police daily at 9.00a.m until further order instead of the petitioner shall appear before the learned Judicial Magistrate Court No.I, Tirunelveli.

For Petitioner : Mr.S.Selvakumar

For Respondent : Mr.V.Neelakandan
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed aggrieved by the condition imposed by the Court to direct the petitioner to appear before the respondent police daily at 9.00 a.m until further orders.

2. The learned counsel for the petitioner submitted that the charges have already been framed and the case is at the stage of trial. Therefore the condition imposed by the court below is not reasonable.

3. The learned Additional Public Prosecutor submits that the case is at the stage of trial and as such the condition imposed by the Court below is only due to the reason that the petitioner did not appear before the Court on the hearing date.

4. Taking into consideration the facts and circumstances of the case, the condition imposed by the court below directing the petitioner to appear before the respondent police daily at 9.00 a.m until further orders is hereby set aside and the petitioner is



directed to appear before the Court below on every hearing date without fail.

5. With the above direction, the Criminal Original Petition is allowed.

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/True Copy/

Sd/-

Assistant Registrar (Crl.Side)

Sub Assistant Registrar(CS-IV)

To

1. The Judicial Magistrate No.I
Tirunelveli.
2. The Inspector of Police,
Thalayathu Police Station,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1CC to Mr.S.Selvakumar, Advocate in Sr.No.79782.

AAV

DS/SKN/RSK/SAR-4;31.08.2018; 2P/5C

Crl.O.P. (MD) No.14779 of 2018
23.08.2018