

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 19.02.2019
CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.No.4037 of 2019

1. Dinesh

2.Rogan

... Petitioners/Accused 6&7

Vs.

The State Rep.by
The Deputy Superintendent of Police,
CBCID, OCU-II,
Chennai - 600 008.

... Respondent

Crime No.1 of 2016

Criminal Original Petition filed under Section 439(1)(b) Cr.P.C. praying to modify the 1st condition of executing a bond for a sum of Rs.50,000/- with two sureties to like sum each, passed by the learned XI Metropolitan Magistrate, Saidapet, Chennai in Crl.M.P.No.290 of 2019 in Crime No.1 of 2016 dated 23.01.2019 to directing the petitioners to execute a bond for a sum of Rs.5,000/- with two sureties to the like sum each before the trial Court.

For Petitioners : Mr.T.R.Ravi
Mr.N.V.Saravanan

For Respondent : Mrs.M.Prabhavathi, APP

O R D E R

This petition has been filed for modification of the conditions imposed by the learned XI Metropolitan Magistrate, Saidapet, Chennai in Crl.M.P.No.290 of 2019 in Cr.No.1 of 2016 dated 23.01.2019.

2. The Court below while granting Statutory Bail had imposed a condition that the petitioners shall execute a bond for a sum of Rs.50,000/- with two sureties for a like sum each.

3. The learned counsel for the petitioners submitted that the learned Magistrate is insisting for a production of

immovable property documents in order to fulfill the above said condition. Therefore, the learned counsel sought for the modification of the above condition on the ground that the petitioners are incapable of fulfilling the said condition and therefore, the petitioners are not in a position to come out after the Statutory Bail was granted in their favour.

4. Considering the facts and circumstances and also the fact that the petitioners have been released on Statutory Bail. This Court is inclined to modify the above said condition to the effect that they shall execute a bond for a sum of Rs.10,000/- [Rupees ten thousand only] with two sureties for a like sum each and one such surety shall be a blood relative/wife. The other conditions imposed by the Court below shall stand as it is.

Accordingly, this criminal original petition is disposed of.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

To

1.The Deputy Superintendent of Police,
CBCID, OCU-II,
Chennai - 600 008.

2. XI Metropolitan Magistrate,
Saidapet, Chennai.

3.The Public Prosecutor,
High Court of Madras, Chennai.

+1cc to Mr.T.R.Ravi, Advocate, S.R.No.15270

CrI.O.P.No.4037 of 2019

CA(CO)
GSP(26/02/2019)