

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED 26.02.2019
CORAM
THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN
Crl.O.P.No. 5076 of 2019

Pari

.. Petitioner

Vs.

State represented by
Station House Officer,
Lawspet Police Station,
Puducherry.
Crime No.17 of 2010

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to set aside the order dated 04.12.2018 in Cr.M.P.No.2550 of 2018 in Cr.M.P.No.2347 of 2018 on the file of Principal Sessions Judge, Puducherry.

For Petitioner : Mr.K.Sudhakar

For Respondent : Mr.V.Balamurugan
Additional Public Prosecutor
(Puducherry)

O R D E R

This Criminal Original Petition has been filed challenging the order passed by the Court below in Cr.M.P.No.2550 of 2018 in Cr.M.P.No.2347 of 2018 on the file of the Principal Sessions Judge, Puducherry, thereby dismissing the petition filed by the petitioner under Section 439(1)(b) of Cr.P.C. to relax the condition imposed on the petitioner.

2. The learned Principal Sessions Judge, Puducherry, while granting bail to the petitioner imposed on condition that the petitioner shall appear and sign before the Judicial Magistrate-I, Puducherry, daily at 10.30 a.m. continuously, from the date of his release on bail without fail, until further orders without seeking any relaxation till the committal of PRC and subsequently relaxation petition was filed by the petitioner and the same was dismissed on 04.12.2018.

3. It is seen that the petitioner is arrayed as A2 in Crime No.17 of 2010 for the offence under section 342, 302, 364 of IPC r/w. 34 of IPC. It is also seen that the petitioner was

released on bail and jumped out of bail, NBW was issued against the petitioner and he was in judicial custody and subsequently released on bail. Therefore, the Trial Court has imposed the said condition.

4. Considering the facts and circumstances of the case, this Court modifies the condition to the effect that the petitioner shall appear before the Judicial Magistrate-I, Puducherry on Monday, Wednesday and Friday at 10.30 a.m. till the committal of PRC.

5. With the above modification, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (CS V)

//True Copy//

Sub Assistant Registrar

mpa/lpp

To

1. The Station House Officer,
Lawspet Police Station,
Puducherry.

2. The Principal Sessions Judge,
Puducherry.

Copy To

The Judicial Magistrate I,
Puducherry.

+1cc to Mr.K.Sudhakar, Advocate, S.R.No.17886

+1cc to the Public Prosecutor for Puducherry, S.R.No.18023

सत्यमेव जयते

Cr1.O.P.No. 5076 of 2019

MG (CO)

RRS (16/04/2019)

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