

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Twenty Eighth day of June Two Thousand Nineteen

PRESENT

The Hon`ble Mr Justice A.D.JAGADISH CHANDIRA

CRIMINAL MISCELLANEOUS PETITION No.8430 of 2019

in CRL.A.No.81 of 2017

T.MATHIALAGAN

[PETITIONER /APPELLANT]

vs

THE INSPECTOR OF POLICE
VIGILANCE AND ANTI CORRUPTION,
CUDDALORE

[RESPONDENT]

Petition praying that in the circumstances stated therein the High Court will be pleased to relax the condition that the petitioner shall appear before the learned Special Court for Chief Judicial Magistrate at Cuddalore on 1st working day of every month at 10.30 am until further orders imposed in Crl.M.P.No.2361 of 2017 in Crl.A.No.81 of 2017 dated 16.02.2017

Order : This petition coming on for orders upon perusing the petition and upon hearing the arguments of M/S.KUMARESAN P., Advocate for the petitioner and of MR.K.PRABAKAR Additional Public Prosecutor on behalf of the Respondent the court made the following order:-

The above petition is filed seeking to relax the condition imposed by this Court on the petitioner/appellant vide order dated 16.02.2017 made in Crl.MP.No.2361/2017 in Crl.A.No.81/2017.

2 This Court, in its order dated 16.02.2017, had suspended the sentence imposed on the petitioner with a direction to report before the Trial Court at 10.30 a.m., on the first working day of every English Calendar Month until further orders.

3 The learned counsel for the petitioner would submit that the petitioner is a Senior Citizen, aged about 65 years and that he had undergone bypass surgery on 08.05.2019 and would seek that the condition of appearing before the Trial Court on the first working day of every month, be modified.

4 Heard the learned Additional Public Prosecutor and perused the affidavit filed in support of the miscellaneous petition.

5 Taking into consideration the health condition and the age of the petitioner, the condition imposed vide order dated 16.02.2017, is hereby **modified** and the petitioner shall appear before the Trial Court **once in four months commencing from the first working day of October 2019 pending Appeal.**

6 The petition is ordered accordingly.

-sd/-
28/06/2019

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE SPECIAL JUDGE FOR
CHIEF JUDICIAL MAGISTRATE,
CUDDALORE

2 THE PUBLIC PROSECUTOR (V&AC)
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE
VIGILANCE AND ANTI CORRUPTION,
CUDDALORE

+1 C.C. to M/S.KUMARESAN P. Advocate on payment of necessary charges SR.NO.13163

Order

in
CRL MP.8430/2019
in
CRL.A.81/2017

Date :28/06/2019

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