



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

Date : 12/07/2019

PRESENT

The Hon`ble Mr.Justice P.RAJAMANICKAM

CRL MP(MD) . No.6218 of 2019

in

CRL OP(MD) . No.22840 of 2018

P.Periyasamy

... Petitioner/Accused No.1

Vs

State rep.by.

The Inspector of Police,,
Kattuputhur Police Station,
Trichy District.
Cr.No.246/2018.

... Respondent/Complainant

For Petitioner : M/s.K.Sivabalan,
Advocate.

For Respondent : Ms.Anantha Devi,
Government Advocate (Crl.Side)

PETITION FOR MODIFICATION Under Sec.439(1)b of Cr.P.C

PRAYER :-

To modify the condition imposed upon the petitioner in Crl.OP (MD)No.22840 of 2018 dated 05.02.2019 on the file of this Honourable Court.

ORDER : The Court Made the following order :-

This petition has been filed to modify the condition imposed on the petitioner in CRL OP(MD) No.22840 of 2018 with regard to the directions issued by the Court that the petitioner shall deposit a sum of Rs.4,60,000/-.

2. This Court while granting anticipatory bail to the petitioner in para(3) it has been stated that on instructions the learned counsel for the petitioner has submitted that without prejudice to his right the petitioner is ready to deposit a sum of Rs.4,60,000/- to the credit of the crime number and the same may be disbursed to the defacto complainant.



3. Taking into consideration the aforesaid submissions, this Court has granted anticipatory bail to the petitioner directing the petitioner to deposit a sum of Rs.4,60,000/-. Therefore, it would not be proper on the part of the petitioner to go against his undertaking. Further, modifying the said order would amount to review the order and the same is not permissible under law.

4. Hence this petition is dismissed.

sd/-
12/07/2019

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE, MUSIRI,
TRICHY DISTRICT

2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT

3. THE INSPECTOR OF POLICE,
KATTUPUTHUR POLICE STATION,
TRICHY DISTRICT

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. C.C. to M/S.K.SIVABALAN Advocate SR.No.11642

ORDER
IN
CRL MP(MD) No.6218 of 2019
IN
CRL OP(MD) No.22840 of 2018
Date :12/07/2019

AAV

PK/JC/SAR-4/23.07.2019 : 2P/6C