

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 29.07.2020

CORAM :

THE HON'BLE MR. JUSTICE A.D. JAGADISH CHANDIRA

Crl.M.P.Nos.4601 & 4602 of 2020

in

Crl.O.P.Nos.32172 & 32180 of 2020

B. Mala, (F/48)
W/o. Boopathy

...petitioner in both petitions

Vs.

The State Represented by,
The Inspector of Police,
Central Crime Branch,
Egmore, Chennai.
Crime No.88 of 2019

...Respondent in both petitions

PRAYER in Crl.M.P.No.4601 of 2020: Criminal Miscellaneous Petition filed under Section 482 of Criminal Procedure Code praying to relax the condition imposed by this Court by its order dated 20.02.2020 in Crl.M.P.No.2274 of 2020 i.e., “the petitioners shall report before the respondent police at 10.30 a.m., and 5.30 p.m., fortnightly on the first and fifteenth of every month” shall be relaxed by this Court.

PRAYER in Crl.M.P.No.4602 of 2020: Criminal Miscellaneous Petition is filed under Section 482 of Criminal Procedure Code praying to relax the condition imposed by this Court by its order dated 21.02.2020 in

Crl.M.P.No.2271 of 2020 i.e., “the petitioners shall report before the respondent police at 10.30 a.m., and 5.30 p.m., fortnightly on the first and fifteenth of every month” shall be relaxed by this Court.

For Petitioner in both petitions : Mr.G.Saravanakumar

For Respondent in both petitions : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

COMMON ORDER

(The case has been heard through video conference)

These Petitions have been filed to relax the conditions imposed by this Court by order dated 20.02.2020 and 21.02.2020 respectively in Crl.M.P.Nos.2274 of 2020 and 2271 of 2020 respectively directing “the petitioner to report before the respondent police at 10.30 a.m., and 5.30 p.m., fortnightly on the first and fifteenth of every month.

सत्यमेव जयते

2. The learned Additional Public Prosecutor would submit that the petitioner regularly complied with the conditions from 21.01.2020 to 21.02.2020 and thereafter, she did not comply with the conditions.

3. The learned counsel for the petitioner would submit that originally the petitioner was directed to appear before the respondent police daily at 10.30 a.m. and thereafter the petitioner filed a petition in Crl.M.P.Nos.2273, 2274 & 2275 of 2020 and the condition was modified by order dated 21.02.2020 directing the petitioner to appear before the respondent police on the first and fifteenth of every month at 10.30 a.m. Accordingly, the petitioner was complying with the conditions regularly and thereafter, due to Covid-19 and lockdown situation, the petitioner was unable to appear before the respondent and comply with the conditions.

4. At this juncture, the learned counsel for the intervenor would submit that the defacto complainant had filed a petition for cancellation of bail. But the same was dismissed by this Court. Against which, he had preferred a Special Leave Petition wherein, notice has been ordered to the respondent and that notice has been served on the petitioner/accused.

WEB COPY

5. Taking into consideration, the above facts and circumstances, the condition imposed on the petitioner is modified to the effect that the

A.D. JAGADISH CHANDIRA,J.

mpa

petitioner shall appear before the respondent police on the first working day of every month at 10.30 a.m. after lifting of lockdown or the commencement of the Court's normal functioning whichever is earlier, until further orders.

29.07.2020

Internet:Yes

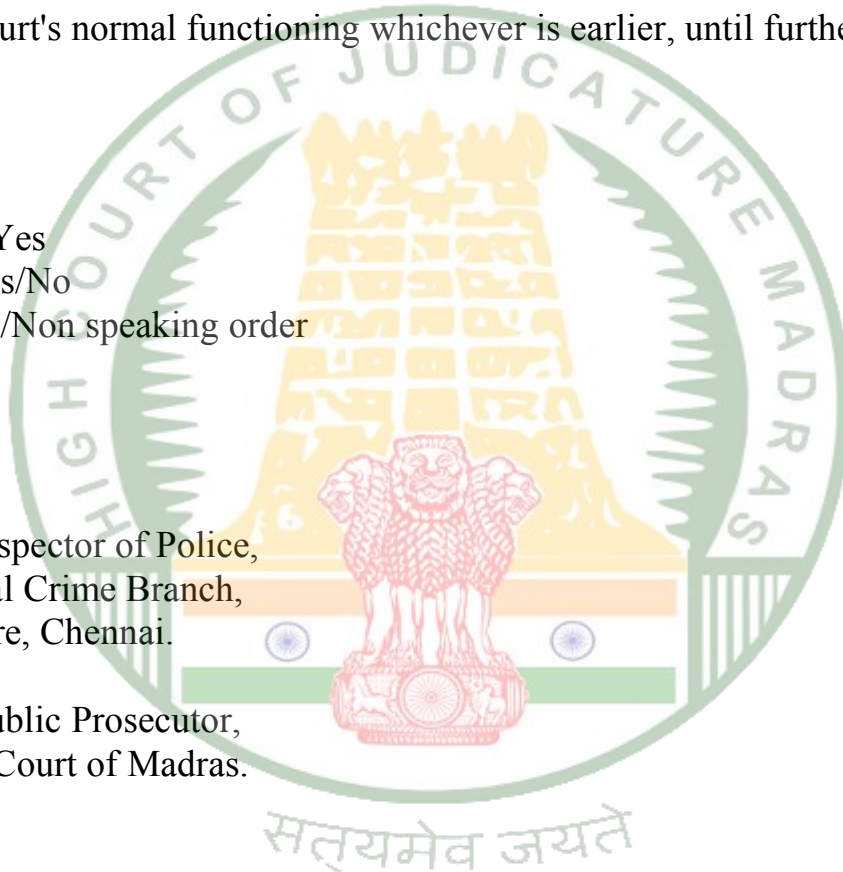
Index:Yes/No

Speaking/Non speaking order

mpa

To

1. The Inspector of Police,
Central Crime Branch,
Egmore, Chennai.
2. The Public Prosecutor,
High Court of Madras.



WEB COPY

Crl.M.P.Nos.4601 & 4602 of 2020

in

Crl.O.P.Nos.32172 & 32180 of 2020