

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 11.06.2020

CORAM

THE HONOURABLE MR. JUSTICE **M. NIRMAL KUMAR**

Crl.M.P.No.4056 of 2020
in Crl.O.P.No.7505 of 2020

Abdul Hakkim,
S/o.A.Pichai Mohammed,
56 Jai Nager Kalarampatti,
Salem City – 15.

Petitioner

Vs.

State represented by
The Inspector of Police,
Kitchipalayam Police Station
Salem City.
(Crime No.229 of 2020)

... Respondent

Criminal Miscellaneous Petitions filed under Section 482 Cr.P.C. to relax/modify the conditions imposed by this Court vide order dated 12.05.2020 in Crl.O.P.No.7505 of 2020.

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For Petitioner : Mr.P.Murugesan
For Respondent : Mr.S.Karthikeyan,
Additional Public Prosecutor

ORDER

The petitioner, who is arrayed as A18 in Crime No.229 of 2020 have filed these criminal miscellaneous petitions to relax the bail conditions (b) the petitioner shall not leave the Chennai city, until further orders; (c) the petitioner shall surrender his passport to the Superintendent of the concerned Prison, before release; and (d) the petitioner shall inform about their residence in Chennai to the Commissioner, Corporation of Chennai and the petitioner shall put themselves in quarantine in the given residential address, imposed on them by order dated 12.05.2020 in Crl.O.P.No.7505 of 2020.

2. The learned counsel appearing for the petitioner submitted that due to the conditions imposed on him, the petitioner, who is the resident of Salem District, unable to meet his family and without financial support, they have been facing great difficulty for their day-to-day survival. He further submitted that the petitioner was not able to carry on with his work, due to which, he has been deprived of his earnings and therefore, the petitioner as well as his family are put to undue hardship.

3. The learned counsel appearing for the petitioner further submitted that the petitioner does not have any valid passport and he informed the same to

the Superintendent of Prison concerned while executing the bond. He further submitted that the petitioner is now residing at Madarsha Falah, Moore Street, 37, 4th Beach Road, Near Clive Battery, Chennai -1.

4. The petitioner has filed an affidavit giving his residential address at Salem, which reads as follows:

<i>Petitioner</i>	<i>Residential Address</i>
Abdul Hakkim	No.56, Jai Nagar, Kalarampatti, Salem City – 15.

Further, in the affidavit, he has stated that he is not affected by COVID-19 and he has also sworn that he himself make his own arrangement for transportation from Chennai to Salem and sought modification/relaxation of the bail conditions imposed on him by this Court.

5. Taking into consideration the present situation of the petitioner and the supporting affidavit filed by him, undertaking that he will make his own arrangement for transportation from Chennai to Salem, get necessary pass and permission for travel **and also taking note of the fact that he was found negative for COVID-19 test**, this Court is inclined to permit the petitioner to travel to Salem and the restrictions imposed on his travel and movement by this Court *vide* order dated 12.05.2020 in Crl.O.P.No.7505 of 2020, is hereby relaxed.

These criminal miscellaneous petitions are ordered with the above directions.

11.06.2020

nsd

Index : Yes/No

Internet : Yes/No

Speaking order/Non-speaking order



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To

1.The Principal Sessions Judge,
Salem.

2.The Judicial Magistrate No.II,
Salem.

3.The Inspector of Police,
B3, Kitchipalayam Police Station,
Salem.

4.The Superintendent of Prison,
Sub-Jail, Saidapet.

5.The Public Prosecutor,
Madras High Court,
Chennai.



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M.NIRMAL KUMAR, J.

nsd



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