

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:16.06.2020

CORAM:

THE HON'BLE MR.JUSTICE M. NIRMAL KUMAR

Crl.O.P.No.8721 of 2020

Saravanan

..Petitioner

Vs.

The state rep.by
The Inspector of Police,
Edappadi Police Station,
Salem,
Salem District
(Crime No.335 of 2019)

..Respondent

Prayer : Criminal Original Petition filed under Section 439 Cr.P.C., to modify the condition of the Principal Sessions Judge of Salem, order made in C.M.P.No.3848 of 2019, dated 29.11.2019 "that the petitioner in both the petitions are ordered to be released on bail on their executing a bond each for sum of Rs.10,000/- (Rupees Ten Thousand Only) with two blood related sureties each for a like sum to the satisfaction of the learned District Munsif-cum-Judicial Magistrate, Edappadi".

For Petitioner : Mr.W.Camyles Gandhi

For Respondent : Mr.C. Iyyappa Raj

Additional Public Prosecutor

O R D E R

The petitioner filed this petition to modify the condition imposed by this Court in Crl.M.P.No.3848 of 2019 on 29.11.2019 that the petitioner in both the petitions are ordered to be released on bail on their executing a bond each for sum of Rs.10,000/- (Rupees Ten Thousand Only) with two blood related sureties each for a like sum to the satisfaction of the learned District Munsif-cum-Judicial Magistrate, Edappadi.

2. The learned counsel for the petitioner submitted that it is very difficult for him to find blood related surety. Though the bail was granted on 29.11.2019, due to the above condition, the petitioner has not come out on bail, which amounts to sentence without conviction.

3. Considering the facts and circumstances of the case, the condition already imposed on the petitioner is modified to the effect that the petitioner shall execute a bond for sum of Rs.10,000/- with two sureties, out of which one shall be a relative surety and the trial Court should not insist for any blood relative surety. The other conditions imposed by this Court shall remain unaltered.

4. Accordingly, this petition is ordered.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

dna

To

1. The District Munsif-Cum-Judicial Magistrate,
Edappadi.
2. The Inspector of Police,
Edappadi Police Station,
Salem,
Salem District.
3. The Public Prosecutor,
High Court, Madras.

Copy to

The Superintendent,
Central Prison, Salem.

SSV(CO)

KKV/05/10/2020

CrI.O.P.No.8721 of 2020