



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.06.2020

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THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No. 9136 of 2020

Arumugam

... Petitioner/owner of the
vehicle

Vs

The State represented by
The Inspector of Police,
Velur Police Station,
Namakkal District(Crime No. 110 of 2020)

... Respondent/Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to modify the condition imposed by the learned Principal Sessions Judge, Namakkal, order dated 15.06.2020 made in C.M.P.No.654 of 2020 "(i) the petitioner shall deposit a sum of Rs.50,000/- (Rupees Fifty Thousand Only) before the Jurisdictional Tahsildar as non-refundable deposit. After receipt of the above said amount, the same will have to be deposited by the Tahsildar, to the credit of the District Mines and Minerals Foundation trust as non-refundable deposit".

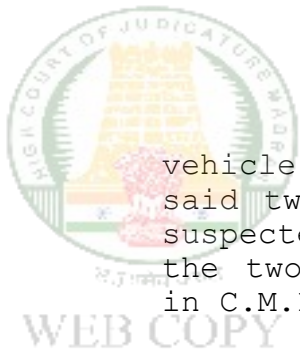
For Petitioner :Mr.W.Camyles Gandhi

For Respondent :Mr.M.Mohamed Riyaz,
Additional Public Prosecutor.

O R D E R

The petitioner filed this petition to modify the condition imposed by the learned Principal Sessions Judge in CrI.M.P.No.654 of 2020 on 15.06.2020 that the deposit a sum of Rs.50,000/- (Rupees Fifty Thousand Only) before the Jurisdictional Tahsildar as non-refundable deposit. After receipt of the above said amount, the same will have to be deposited by the Tahsildar, to the credit of the District Mines and Minerals Foundation trust as non-refundable deposit.

2. The learned counsel appearing for the petitioner submitted that the petitioner's vehicle is only two wheeler, its value a sum of Rs.75,000/-. It is very difficult to deposit the huge amount of Rs.50,000/- to release the vehicle. The said vehicle is not vehicle is not involved in the offence. On the date occurrence the respondent police is conducting routine



vehicle checkup at Karur to Namakkal Highway, at the time the said two wheeler came upon that way. The respondent police was suspected, so stopped vehicle and enquired its driver and seized the two wheeler. Hence, prayed to modify the condition imposed in C.M.P.No.654 of 2020 dated 15.06.2020.

3. Heard Mr.W.Camyles Gandhi, learned counsel appearing for the petitioner and Mr.M.Mohamed Riyaz, learned Additional Public Prosecutor (Crl.Side) appearing for the State.

4. Considering the facts and circumstances of the case, the condition (i) imposed on the petitioner by the learned Principal Sessions Judge in Crl.M.P.No.654 of 2020 dated 15.06.2020 is modified to the effect that the petitioner shall deposit a sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) before the Jurisdictional Tahsildar as non-refundable deposit. After receipt of the above said amount, the same will have to be deposited by the Tahsildar, to the credit of the District Mines and Minerals Foundation trust as non-refundable deposit. Other conditions shall remain unaltered. This petition is ordered accordingly.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

- 1.The Principal Sessions Judge,
Namakkal.
- 2.The Tahsildar,
Namakkal District.
- 3.The Inspector of Police,
Velur Police Station,
Namakkal District
- 4.The Public Prosecutor,
High Court, Madras.

CRL.O.P.No.9136 of 2020

PP(CO)
GS(07/07/2020)