

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Cr1.OP.No.1707 of 2021

Udhayakumar
S/o.Govindaraj

... Petitioner

Vs.

1.State Rep. by its
Inspector of Police
Anaicuttu Police Station
Chengalpattu District
(Crime No.606/2020)

2.The Assistant Director
Mines and Minerals Department
Kancheepuram
Kancheepuram District.

3.The Tahsildar
Cheyyur Taluk
Chengalpattu District.

... Respondents

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to modify the condition imposed by the learned Principal Sessions Judge, Kancheepuram District at Chengalpattu, order dated 07.01.2021 made in Cr1.M.P.No.3563 of 2020 "4(2) The petitioner is directed to deposit of Rs.75,000/- before the Tahsildar, Cheyyur and on deposit, the said amount has to be deposited by the Tahsildar, Cheyyur to the credit of the District Mines and Minerals Foundation Trust."

For Petitioner : Mr.G.Punniakoti

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

O R D E R

This petition has been filed seeking modification of the condition imposed by the court below while allowing the application in Crl.M.P.No.3563 of 2020, filed by the petitioner for return of vehicle. The Court below while allowing the application under Section 451 Cr.P.C., seeking for return of vehicle, by order dated 07.01.2021, had imposed certain conditions and one such condition was that the petitioner should deposit a sum of Rs.75,000/- before the Tahsildar, Cheyyur and on deposit, the said amount has to be deposited by the Tahsildar, Cheyyur, to the credit of the District Mines and Minerals Foundation Trust as Non-refundable deposit.

2.The learned counsel for the petitioner submitted that the petitioner was not able to mobilize funds due to the pandemic situation and seeks for modification of the condition.

3.Taking into consideration the facts and circumstances of the case, the condition No.4(2) shall stand modified as follows:

"The petitioner is directed to deposit Rs.25,000/- before the Tahsildar, Cheyyur, and on deposit, the said amount has to be deposited by the Tahsildar, Cheyyur, to the credit of the District Mines and Minerals Foundation Trust as Non-refundable Deposit."

4.The other conditions as imposed by the Court below while passing orders in Crl.M.P.No.3563 of 2020, will stand as it is.

5.Accordingly, this Criminal Original Petition is disposed of.

Sd/-

सत्यमेव जयते
Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

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To

1.The Inspector of Police
Anaicuttu Police Station
Chengalpattu District
(Crime No.606/2020)

2.The Assistant Director
Mines and Minerals Department
Kancheepuram
Kancheepuram District.

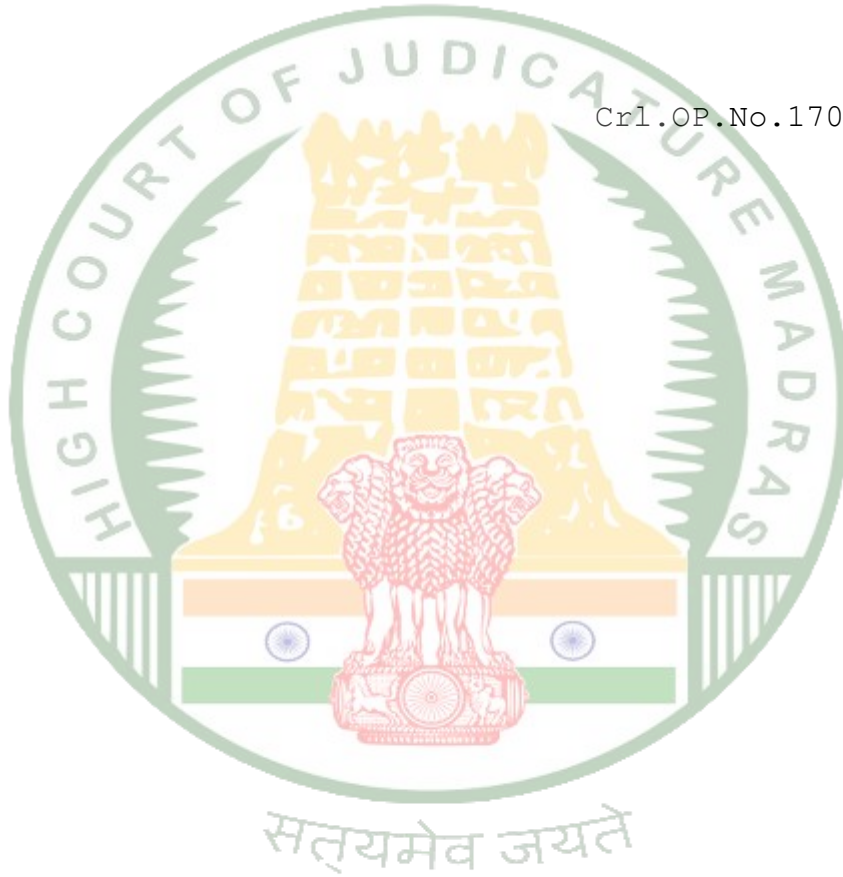
3.The Tahsildar
Cheyyur Taluk

4.The Public Prosecutor,
High Court, Madras.

+ 1 CC.to M/s. G. Punniakottai, Advocate, Sr.No.6016

GP(CO)
SM/02/03/2021

Cr1.OP.No.1707 of 2021



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