

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Twenty Sixth day of February Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice A.D.JAGADISH CHANDIRA

CRIMINAL MISCELLANEOUS PETITION No.2242 of 2021

IN CRL OP.14719/2020

KUNJITHAPADAM

[PETITIONER]

Vs

THE STATE REPRESENTED BY
THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH,
NAMAKKAL POLICE STATION,
NAMAKKAL,
(CRIME NO.14 OF 2020).

[RESPONDENT]

Petition praying that in the circumstances stated therein the High Court will be pleased to modify the conditions in Crl.OP.No.14719 of 2020 in order dated 24.09.2020 and permit the Petitioner to surrender before Judicial Magistrate, Tiruchengode instead of Judicial Magistrate, Namakkal in Crime No.14 of 2020 on the file of District Crime Branch, Namakkal

Order : This petition coming on for orders upon perusing the petition and upon hearing the arguments of M/S.AL.GANTHIMATHI, Advocate for the petitioner and of MR.T.SHUNMUGARAJESWARAN Govt. Advocate (Crl. Side) on behalf of the Respondent the court made the following order:-

This Criminal Miscellaneous petition is filed by the petitioner seeking to modify the conditions in Crl.O.P.No.14719 of 2020 vide order dated 21.09.2020, permit the petitioner to surrender before the Judicial Magistrate, Tiruchengode instead of Judicial Magistrate, Namakkal, in Crime No.14 of 2020, on the file of the District Crime Branch, Namakkal.

2.The learned counsel for the petitioner would submit that though the case has been registered by the District Crime Branch, Namakkal Police Station, the FIR is now pending on the file of the learned Judicial Magistrate, Tiruchengode. Whereas at the time of filing of the Criminal Original Petition in Crl.O.P.No.14719 of 2020, the petitioner has mentioned the satisfaction Court as Judicial Magistrate, Namakkal instead of Judicial Magistrate, Tiruchengode. Hence, he seeks for modification.

3.Heard the learned Government Advocate (Crl. Side) appearing for the respondent police.

4.Considering the above facts and circumstances of the case, the petition is ordered and the satisfaction Court mentioned in CrI.O.P.No.14719 of 2020, vide order dated 21.09.2020, is modified that the petitioner shall surrender before the learned Judicial magistrate, Tiruchengode, instead of the learned Judicial Magistrate, Namakkal. Further period of two weeks time is extended from today to comply with the condition of furnishing sureties.

5.This Criminal Miscellaneous Petition is ordered accordingly.

-sd/-
26/02/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
TIRUCHENGODE.

2 THE JUDICIAL MAGISTRATE,
NAMAKKAL.

3 THE CHIEF JUDICIAL MAGISTRATE
NAMAKKAL [FOR INFORMATION]

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH,
NAMAKKAL POLICE STATION,
NAMAKKAL

+1C.C. to M/S.AL.GANTHIMATHI Advocate on payment of necessary charges SR NO.2420

Order

in
CRL MP.2242/2021

in
CRL OP.14719/2020

Date :26/02/2021

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MR:01/03/2021