

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.03.2021

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

CrI.O.P No.4505 of 2021

V.Jayakumar

... Petitioner/Petitioner

Vs.

The State Rep by
The Inspector of Police,
Sholavaram Police Station,
Chennai

... Respondent/Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to modify the condition direct the petitioner to deposit of Rs.50,000/- before the jurisdiction Tahsildar concerned and on deposit, the said amount has to be despoited by the Jurisdictional Tahsildar concerned to the credit of District Mines and Minerals Foundation Trust as non - refundable deposit order passed by the Principal District and Sessions Judge, Tiruvallur, in CrI.M.P.No.582 of 2021 dated 25.02.2021.

For Petitioner : Mr.V.Denvendhiran

For Respondent : Mr.Mohamed Riyaz
Additional Public Prosecutor

ORDER

This petition has been filed seeking for modification of the condition imposed by the Court below wherein the petitioner was directed to deposit a sum of Rs.50,000/- in a petition filed seeking for return of vehicle.

2. When the matter came up for hearing on 08.03.2021, this Court passed the following order :-

Mr.M.Mohamed Riyaz, learned Additional Public Prosecutor takes notice for the respondent.

This petition has been filed seeking to modify the deposit condition imposed by the Court below. The only ground that was raised by the learned counsel for

the petitioner is that the petitioner had already deposited a sum of Rs.20,000/-, when he was released on bail. Therefore, the court below should have taken into consideration the same while fixing the deposit amount for return of vehicle.

The learned Additional Public Prosecutor seeks time to take instructions in this case.

3. Heard the learned counsel for the petitioner and Mr.Mohamed Riyaz, learned Additional Public Prosecutor, appearing on behalf of respondent.

4. It is seen from records that the petitioner has complied with the modified condition imposed by this Court and a sum of Rs.20,000/- was deposited before the Court below on 09.03.2021.

5. In view of the above, the order passed by the Court below with respect to cash deposit is modified to the extent that the petitioner shall deposit a sum of Rs.30,000/- instead of Rs.50,000/- as ordered by the Court below. The other conditions imposed by the Court below shall stand as it is.

6. This Criminal Original Petition is disposed with the above directions.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,
Sholavaram Police Station, Chennai.
2. The Principal District and Sessions Judge,
Tiruvallur,
3. The Public Prosecutor,
High Court, Madras.

+1cc to M/s.V.Deventhiran, Advocate Sr.16431

Cr1.O.P No.4505 of 2021

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srg 26/04/2021