



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Original Jurisdiction)

Friday, the Twenty Sixth day of March Two Thousand and Twenty One

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PRESENT

The Hon'ble Mrs.Justice R.THARANI

CRL MP(MD). No.2652 of 2021

in

CRL A(MD).No.41 of 2021

Mr.Kasamuthu ...Petitioner/Accused No.5 and 6

Vs

- 1 The Deputy Superintendent of Police,
Alwarthirunagari, Thoothukudi District.
- 2 The Inspector of Police, Alwarthirunagari Police Station,
Thoothukudi District.
(Crime No.305 of 2020).

...Respondent No.1 and 2 / Complainants

- 3 Packiyaraj ...2nd Respondent/Defacto Complainant

Prayer in CRL MP(MD). No.2652 of 2021 :-

Criminal Miscellaneous Petition is filed under section 482 of Criminal Procedure code, praying this Hon'ble Court to modify the condition imposed by this Honble Court in condition No.III order dated 5.2.2020 made in Crl.A.(MD).No.41 of 2021.

Prayer in CRL A(MD).No.41 of 2021 :

Criminal Appeal is filed under section 14A(2) of Scheduled Caste / Scheduled Tribes (POA) Act, 2015, to call for the records of the order dated 21.11.2020 made in CR.M.P.No.26 of 2020 on the file of the SpecialCourt for Trial of Cases under the Scheduled Caste and Scheduled Tribes(POA) Act, Thoothukudi in Crime No.305 of 2020 on the file of the respondent police and set aside the same and grant bail to the appellants / Accused No.5 and 6.

ORDER:-

Criminal Miscellaneous Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.T.Aswin Rajeswari, Advocate for the Petitioner and of Mrs.S.Bharathi,



Government Advocate On Behalf of the Respondent, this Court made the following order:

The petitioner filed this petition to modify the condition imposed by this Court in Crl.A.(MD)No.41 of 2021, dated 05.02.2021.

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2. The learned counsel for the petitioners submitted that the petitioners are abiding the condition imposed by this Court without any deviation. The petitioner is being a Senior Citizen and residing at Trichy, is a hardship for him and prayed the condition to be modified.

3. The learned Government Advocate fairly admitted that the petitioner is complying with the condition regularly.

4. In view of the same, the condition already imposed on the petitioner is modified and this petition is allowed. The petitioner is directed to reside at Tirunelveli and not to enter Thoothukudi District and to sign before the **Tirunelveli Town Police Station** daily at 10.30 a.m., and 05.00 p.m., until further orders.

Sd/-

Assistant Registrar (CS III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

To

- 1 The Special Judge for Trial of Cases
under the Scheduled Caste and Scheduled Tribes(POA) Act,
Thoothukudi.
- 2 The Deputy Superintendent of Police,
Alwarthirunagari, Thoothukudi District.
- 3 The Inspector of Police, Alwarthirunagari Police Station,
Thoothukudi District.
- 4 The Superintendent, Central Prison, Palayamkottai
- 5 The Inspector of Police, Tirunelveli Town Police Station,
Tirunelveli District.
- 6 The Additional Public Prosecutor
Madurai Bench of Madras High Court, Madurai



Copy to:
The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli District.

+1cc to Mr.T.Lajapathi Roy, Advocate, SR No.14135

ORDER DATED : 26/03/2021

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ORDER
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CRL MP(MD) . No.2652 of 2021
in
CRL A(MD) .No.41 of 2021

Giving direction and etc.
as stated within.

KK(09.04.2021) 3P 9C