



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Tuesday, the Fifteenth day of March Two Thousand Twenty Two

PRESENT

The Hon`ble Mrs Justice S. KANNAMMAL

CRIMINAL MISCELLANEOUS PETITION No.2026 of 2022

IN CRL OP.8854 of 2021

AROCKIADOSS

[PETITIONER / 5th ACCUSED]

Vs

STATE REP. BY
THE INSPECTOR OF POLICE,
KADAMPULIYUR POLICE STATION,
CUDDALORE DISTRICT.
(CRIME NO.162 OF 2021)

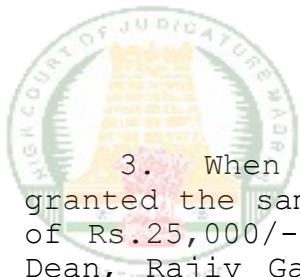
[RESPONDENT / COMPLAINANT]

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to condition imposed in para 6 in order dated 12.05.2021 passed in Crl.O.P.NO.8854/2021 that he has to pay sum of Rs.25,000/- either through RTGS/NEFT/Cash/Demand Draft in favour of The Deen Rajiv Gadhi Government Hospital Chennai for purpose treating Covid 19 patients.

Order : This petition coming on for orders upon perusing the petition and the filed in support thereof and upon hearing the arguments of M/S K.VIJAYAKUMAR, Advocate for the Petitioner and of MR.S.BALAJI, Govt. Advocate (Crl. Side) on behalf of the Respondent the court made the following order:-

This Petition is filed to modify the condition imposed in para (6) in the order dated 12.05.2021 of this Court in Crl.O.P.No.8854 of 2021, as the petitioner is an agricultural cooly and he is not able to deposit the amount.

2. It is the case of the Respondent police that the petitioner and other accused were involved in the process of illegal manufacturing of TASMAL liquor bottles and labels and trying to sold in the black market and hence case was registered against them.



3. When the petitioner moved for anticipatory bail, this Court granted the same with a condition that the petitioner has to pay a sum of Rs.25,000/- (Rupees twenty five thousand only) in favour of "The Dean, Rajiv Gandhi Government Hospital, Chennai" within a period of two weeks from the date of receipt of copy of the order. But the Petitioner has not complied with the conditions imposed. As the two weeks time was over, he filed a petition for extension of time and this Court also extended further two weeks' time and imposed condition that if the petitioner failed to comply with the condition within the time extended, the order already granted for anticipatory bail shall stand automatically dismissed.

4. Without complying the above conditions, now, the petitioner has filed this petition for modifying the condition, stating that he is not able to mobilize Rs.25,000/- to pay in favour of the Dean, Rajiv Gandhi Government Hospital, Chennai.

5. This Court has ordered Anticipatory Bail on 12.05.2021 with a condition that the petitioner should pay a sum of Rs.25,000/- to the Dean, Rajiv Gandhi Government Hospital, Chennai, within a period of two weeks. As the Petitioner has not complied with the above order, as per the request of the learned counsel for the Petitioner, further two weeks' time was extended by this Court on 20.01.2022. Since the Petitioner has not complied with the order for the second time also, as per the order of this court dated 20.01.2022, the anticipatory bail granted was automatically vacated and in view of the same, this petition has become infructuous.

6. In such a view of the matter, the anticipatory bail granted by this Court is vacated and the petition filed to modify the condition is dismissed as infructuous. The Respondent police is directed to take necessary action to secure the petitioner/accused for judicial remand.

-sd/-
15/03/2022

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,
NO.II, PANRUTI.



2 THE CHIEF JUDICIAL MAGISTRATE
CUDDALORE [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
KADAMPULIYUR POLICE STATION,
CUDDALORE DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE DEAN,
RAJIV GANDHI GOVERNMENT HOSPITAL,
CHENNAI.

C.C. to M/S K.VIJAYAKUMAR Advocate on payment of necessary charges

Order
in
CRL MP.2026/2022
in
CRL OP.8854/2021

Date :15/03/2022

From 7.2.2001 the Registry is issuing certified copies of the BAIL/Anti.BAIL Orders in this format

JPA 24/03/2022