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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P. No.15152 of 2022

P.Kannan

... Petitioner

Vs.

The State Rep. By
The Inspector of Police,
Kangayam Police Station,
Tiruppur District.
(Cr.No.216 of 2021)

... Respondent

Prayer: Criminal Original Petition filed under Section 439(1)(B) Cr.P.C. to modify the condition with respect to "The petitioner/Accused is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- along with two sureties in which one surety must be blood surety and the sureties shall produce solvency certificate which is issued by not below the rank of Thasildhar & the sureties shall produce their Aadhar Card or bank pass book" imposed by the Learned Judicial Magistrate Court, Kangayam in E.Crmp.No.33 of 2021 in Crl.M.P.No.1619 of 2021 dated 14.07.2021.

For Petitioner : Mr.S.N.Arunkumar

For Respondent : M/s.V.J.Priyadarsana,
Government Advocate
(Crl.Side)

O R D E R

This petition is filed for modification to modify the condition imposed upon the petitioner in E.Crmp No.33 of 2021 in Crl.M.P.No.1619 of 2021 dated 14.07.2021 on the file of the Learned Judicial Magistrate Court, Kangayam .

2. It is seen that the petitioner was granted statutory bail by the trial Court under Section 167(2) Cr.P.C with a condition that:

1. The Petitioner/Accused is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- along with two in which one surety must be blood surety and the sureties shall produce



solvency certificate which is issued by not below the rank of Thasildar & the sureties shall produce their Aadhar Card or Bank Pass Book".

3. The learned counsel for the petitioner submits that, due to financial conditions, the petitioner is unable to furnish a sum of Rs.25,000/- worth sureties and solvency certificate. Hence, seeks for modification.

4. Considering the facts and circumstances of the case, this Court is inclined to modify the conditions as follows:

"The petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- with two local sureties"

4. Accordingly, this Criminal Original Petition is ordered with the above modifications.

Sd/-
Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

Sma

To

1. The Judicial Magistrate,
Kangayam
2. The Inspector of Police,
Kangayam Police Station,
Tiruppur District.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.S.N.Arunkumar, Advocate, S.R.No.41481

CRL.O.P. No.15152 of 2022

CA(CO)
SB(04/07/2022)