



Crl.O.P.No.31596 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.12.2022

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.31596 of 2022

Sidharth Kumar Roy @ Sudharth

... Petitioner

Vs.

The State

Rep. by The Inspector of Police,
Sunguvarchatram Police Station,
Kanchipuram District.
Crime No.462/2022.

... Respondent

PRAYER: Criminal Original Petition filed under Section 439(1)(b) of Cr.P.C., pleaded to modify the condition to execute a Government Surety imposed on the petitioner passed by the learned Special Court for EC and NDPS Act Cases, Chennai made in Crl.M.P.No.4831 of 2022 dated 11.10.2022.

For Petitioner : Mr.A.R.Suresh
For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to modify the condition



Crl.O.P.No.31596 of 2022

WEB COPY

condition to execute a Government Surety imposed on the petitioner passed by the learned Special Court for EC and NDPS Act Cases, Chennai made in Crl.M.P.No.4831 of 2022 dated 11.10.2022.

2.The learned counsel for the petitioner submitted that the petitioner was granted bail by the learned Special Court for EC and NDPS Act Cases, Chennai in Crl.M.P.No.4831 of 2022 on 11.10.2022. One of the condition imposed was as follows :

“that he shall execute a bond for Rs.10,000/- and with a like sum, two acceptable and reliable sureties, one of them shall be Government servant to the satisfaction of the learned Judicial Magistrate, Sriperumbudur.”

3.The learned counsel for the petitioner would further submit that the petitioner attempted to get a Government Surety and he is unable to get a Government Surety and he is in custody from 24.08.2022. Despite the bail being granted to the petitioner on 11.10.2022, the petitioner is unable to come out of bail. Hence, he seeks for modification of the condition.



WEB COPY



Crl.O.P.No.31596 of 2022

4.In view of the above submissions, the condition imposed by the Trial Court is modified as follows :-

“that he shall execute a bond for Rs.10,000/- and with a like sum, two acceptable and reliable sureties, to the satisfaction of the learned Judicial Magistrate, Sriperumbudur.”

5.Accordingly, this Criminal Original petition is ordered and the other conditions imposed shall remain unaltered.

22.12.2022

Speaking Order/Non-speaking Order

Index :Yes/No

sp

To

- 1.The Special Court for EC and NDPS Act Cases, Chennai.
- 2.The Inspector of Police, Sunguvarchatram Police Station, Kanchipuram District.
- 3.The Public Prosecutor, High Court of Madras.



WEB COPY



CrI.O.P.No.31596 of 2022

T.V.THAMILSELVI,J.

sp

CrI.O.P.No.31596 of 2022

22.12.2022