



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.03.2022

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE K.MURALI SHANKAR

CRL OP(MD) . No.4338 of 2022

1.Muniyasamy
2.Panjavarnam
3.Sasikumar @ Sasimanokaran
4.Antony @ Kanthasamy
5.Anandhan
6.Gnanamuthu Esack @ Gnannamuthu
7.Venkatraj Chelladurai @ Venkatraj
8.Rajesh Mariamickel @ Rajesh
9.Karthik Gnanasekaran @ Karthikraja
10.Chinna Muniyasamy Veeraputhiran @ Muniyasamy
11.Gurusamy Solai @ Gurusamy
12.Munisamy Solai @ Munisamy
13.Indhirani
14.Rajapalkumar @ Raja
15.Ramar Munisamy @ Ramar
16.Muthuchamy Vellaisamy @ Muthuchamy ... Petitioners/
Accused 1 to 16

Vs

State Through
The Sub-Inspector of Police,
Keelaparalachi Police Station,
Ramanathapuram District.
Crime No. 3 of 2022. ... Respondent/
Complainant

Prayer: This petition is filed under Section 482 r/w 439(i)(b) of Cr.P.C. to set aside the order passed in Cr.M.P.No.290 of 2022 dated 15.02.2022 by the learned Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur.

For Petitioners : Mr.R.Chandrasekar

For Respondent : Mr.M.Muthumanikkam
Government Advocate (Crl. side)

ORDER

This petition has been filed seeking to modify the condition imposed by the learned Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur in Cr.M.P.No.132 of 2022 dated 24.01.2022, directing the petitioners to appear before the



Inspector of Police, Tiruthangal Police Station, daily at 10.30 a.m until further orders.

2.It is not in dispute that the petitioners have filed a petition in Cr.M.P.No.290 of 2022 seeking relaxation of the said condition and the learned Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur, vide order dated 15.02.2022, dismissed the said petition.

3.The learned counsel for the petitioners would submit that the petitioners are coolie workers, that they are travelling more than 80kms from their residence to Tiruthangal Police Station, that they are complying with the condition from 02.02.2022 and that the condition imposed by the learned Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur in Cr.M.P.No.290 of 2022, dated 15.02.2022 may be set aside. He would further submit that the First Information Report came to be registered for the offences under Sections 147, 294(b), 323, 506(i) and 109 of IPC.

4.Considering the nature of the offence alleged and also the fact that the petitioners are complying with the condition from 02.02.2022, this Court is inclined to relax the conditions fully and thereby, set aside the order passed by the Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur in Cr.M.P.No.290 of 2022 dated 15.02.2022.

5.In view of the same, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

sjj

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The Principal District and Sessions Judge,
Virudhunagar District at Srivilliputtur.



2.The Sub-Inspector of Police,
Keelaparalachi Police Station,
Ramanathapuram District.

3.The Inspector of Police, Tiruthangal Police Station

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.R.CHANDRASEKAR, Advocate (SR-10946[F] dated
09/03/2022)

CRL OP(MD) No.4338 of 2022
07.03.2022

RK(16/03/2022) 3P 5C