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Crl.O.P.No.10880 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.05.2023

CORAM :

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL.O.P.No.10880 of 2023

Chandru

... Petitioner

Vs.

State By

Inspector of Police, EDF-II Team 37

Central Crime Branch-II

Vepery, Chennai

(Crime No.236 of 2022)

... Respondent

PRAYER : Petition filed under Section 482 of Cr.P.C, to set aside the order passed by the learned Metropolitan Magistrate for Exclusive Trial of CCB cases and CBCID Metro Cases Egmore, Chennai, in Crl.M.P.No.3554 of 2022 dated 10.02.2023.

For Petitioner : Mr.R.Thamarai Selvan

For Respondent : Mr.S.Balaji
Govt. Advocate (Crl. Side)



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ORDER

Petition filed under Section 482 of Cr.P.C, to set aside the order passed by the learned Metropolitan Magistrate for Exclusive Trial of CCB cases and CBCID Metro Cases Egmore, Chennai, in Crl.M.P.No.3554 of 2022 dated 10.02.2023.

2.It is the contention of the learned counsel for the petitioner that the petitioner has filed a petition in Crl.M.P.No.3554 of 2022 dated 10.02.2023 before the learned Metropolitan Magistrate for Exclusive Trial of CCB cases (relating to cheating cases in Chennai) and CBCID Metro Cases Egmore, Chennai, seeking modification of the condition imposed on him in Crl.M.P.No.2195 of 2023, wherein he was directed to appear before the respondent police daily at 10.00 a.m. and 5.00 p.m. and the same was dismissed by the trial Court on the ground that modifying the said condition may obstruct the investigation of the case. Hence the present petition.

3.Learned Government Advocate (Crl. Side) would vehemently oppose the petition seeking setting aside the



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modification petition filed by the petitioner on the ground that the petitioner has not appeared and signed before the respondent police since the date of bail and the investigation of the case is pending. In these circumstances, if the condition imposed on the petitioner is modified, the petitioner may not cooperate with the investigation of the case and there are chances of him getting absconded.

4.Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side).

5.Considering the facts and circumstances of the case, the condition imposed on the petitioner in Crl.M.P.No.2195 of 2023 dated 20.01.2023 by the trial Court to appear before the respondent police daily at 10.00 a.m. and 5.00 p.m. is modified to the effect that the petitioner shall appear before the respondent police everyday at 10.00 a.m. until further orders.

SUNDER MOHAN, J



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6.With the above modification, this Criminal Original Petition

stands disposed of.

10.05.2023

kas

Index: Yes/No

Speaking Order / Non-Speaking Order

Neutral Citation: Yes / No

To

1.Inspector of Police, EDF -II, Team 37
Central Crime Branch-II
Vepery, Chennai
(Crime No.236 of 2022)

2.The Metropolitan Magistrate
for Exclusive Trial of CCB cases
and CBCID Metro Cases
Egmore, Chennai

3.The Public Prosecutor
High Court of Madras
Chennai

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