



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 05/06/2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) . No.9574 of 2023

T.Suganthan

... Petitioner / Accused

Vs

1. The Sub Inspector of Police,
Q Branch CID,
Kanniyakumari
(Crime No. 01 of 2021).

2. The Special Deputy Collector,
Refugee Camp,
Kottapattu,
Tiruchirappalli 620 023.

... Respondents

PRAYER :-

Petition filed under Section 439(1)(B) of Cr.P.C to set aside the impugned order in Crl M.P No. 1280 of 2023 dated 13.03.2023 passed by the Learned Judicial Magistrate, Eraniel and to modify the condition to detain the petitioner in the Special Camp for Foreigners, Trichirappalli in Crl M.P. No.608 of 2022 dated 07.03.2022 passed by the Learned Judicial Magistrate, Eraniel.

For Petitioner : M/s.Romeo Roy Alfred.I, Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to set aside the impugned order in Crl M.P No. 1280 of 2023, dated 13.03.2023 passed by the learned Judicial Magistrate, Eraniel and to modify the condition to detain the petitioner in the Special Camp for Foreigners, Trichirappalli.

2.The petitioner was granted bail on following conditions as per order in Crl.M.P.No.608 of 2022, dated 07.03.2022:



1. The petitioner shall execute a bond for sum of Rs (Rupees Ten Thousand only)
2. The petitioner shall be detained at Special Camp for foreigners at Trichy until further orders
3. The petitioner shall not tamper with evidence, threaten, conerce or in any way dissuade the witness to incident.
4. The petitioner shall appear before the Court upon issuance of summons.

3. It is seen that the petitioners are having three or four passports already and he sent as a refugee to other country. He is a Srilankan citizen. Therefore, the trial Court has rightly detained the petitioner in Special Camp for Foreigners, Trichirappalli. This Court finds no infirmity in the order passed by the trial Court.

4. Accordingly, this Criminal Original Petition stands dismissed.

sd/-
05/06/2023

/ TRUE COPY /

/06/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNM

To

1. The Judicial Magistrate,
Eraniel.

2. Do through the Chief Judicial Magistrate,
Kanniyakumari District at Nagercoil.

3. The Sub Inspector of Police,
Q-Branch CID,
Kanniyakumari.

4. The Special Deputy Collector,
Regugee Camp, Kottapattu,
Tiruchirappalli - 620 023.

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



CRL OP(MD)



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Copy to:

The Officer Incharge,
Special Camp for Foreigners,
Trichy.

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+3CC to M/s.I.ROMEO ROY ALFRED, Advocate SR-26328(F), dated
06.06.2023.

ORDER

IN

CRL OP(MD) No.9574 of 2023

Date :05/06/2023

ED/BUC/SAR- (12/06/2023) 3P 10C