



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

Tuesday, the Thirteenth day of June Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL MP(MD) No.8143 of 2023
in
CRL A(MD) No.171 of 2021

PALANI @ PALANICHAMY

... PETITIONER/APPELLANT/SOLE ACCUSED

Vs

State Rep.by
THE INSPECTOR OF POLICE
NATHAM CIRCLE,
SANARPARTTI POLICE STATION,
DINDIGUL DISTRICT.
CRIME NO.03 OF 2016.

... RESPONDENT/COMPLAINANT

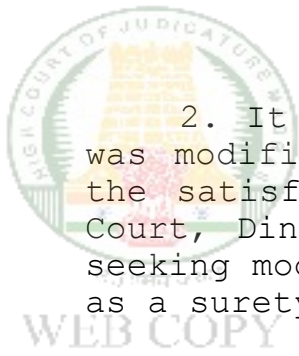
Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to modify the condition imposed on the Petitioner by this Honble Court in Crl.MP.(MD).No.2752 of 2021 in Crl.A.(MD).No.171 of 2012 dated 30.03.2021 and to direct the Petitioner to produce the normal surety before the Honble Sessions Judge, Fast Track Mahila Court, Dindigul instead of blood relative surety.

PRAYER IN CRL A(MD).171/2021 :

To call for the entire records connected with the judgment rendered by the Hon'ble Sessions Judge, Fast Track Mahila Court, Dindigul in S.C.No.23 of 2016 dated 07.10.2020 and set aside the same and consequently acquit the appellant.

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.PRAKASH R, Advocate for the petitioner and of MR.A.ALBERT JAMES, Government Advocate (Crl.Side) on behalf of the Respondent, the court made the following order:-

The above petition has been filed seeking modification for the orders passed by this Court in Crl.M.P.(MD)No.2752 of 2021 dated 30.03.2021, wherein, while suspending the sentence of imprisonment, the petitioner was directed to execute a bond for a sum of Rs.10,000/- with two sureties, of whom, one should be a blood relative, each for a like sum to the satisfaction of the learned Judicial Magistrate, Dindigul.



2. It is further evident that subsequently, the said order was modified and the petitioner was directed to execute a bond to the satisfaction of the learned Sessions Judge, Fast Track Mahila Court, Dindigul. Now the petitioner has filed the present petition seeking modification with regard to the production of blood relative as a surety.

3. The learned counsel appearing for the petitioner would submit that the petitioner is not having any blood relative to stand as a surety and that the petitioner is in jail from the date of judgment i.e., on 07.10.2020.

4. Considering the above facts and circumstances and also the fact that the petitioner is in jail from 07.10.2020, this Court is inclined to modify the condition to that effect that the petitioner is directed to execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Sessions Judge, Fast Track Mahila Court, Dindigul.

sd/-
13/06/2023

/ TRUE COPY /

13/06/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

csm

TO

- 1 THE SESSIONS JUDGE, FAST TRACK MAHILA COURT, DINDIGUL.
- 2 THE JUDICIAL MAGISTRATE, DINDIGUL.
- 3 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, DINDIGUL.
- 4 THE INSPECTOR OF POLICE, NATHAM CIRCLE,
SANARPARTTI POLICE STATION, DINDIGUL DISTRICT.
- 5 THE SUPERINTENDENT, CENTRAL PRISON, MADURAI.
- 6 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN
CRL MP(MD) No.8143 of 2023
in
CRL A(MD) No.171 of 2021
Date :13/06/2023