



CRL OP(MD). No.16343 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 25/09/2023

CORAM

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.16343 of 2023

Ramesh Kumar,

... Petitioner/Petitioner/Sole Accused

Vs.

The Inspector of Police,
City Crime Branch Police Station,
Trichy.

(Crime No.33/2022).

... Respondent/Respondent/Complainant

For Petitioner : M/s.NAVANEETHARAJA K,
Advocate.

For Respondent : Mr.R.SURESH KUMAR,
Government Advocate (Crl.Side)

PRAYER :- Criminal Original Petition has been filed under Section 439(1)(B) of Cr.P.C. to call for the records pertaining to the order passed by the learned Principal District and Sessions Judge, Tiruchirappalli in Crl.MP.No.3942/2023 dt.18/8/2023 and set aside the conditions imposed by the learned Principal District and Sessions Judge, Tiruchirappalli directing the Petitioner to deposit a sum of Rs.8,45,000/- to the credit of the case in crime number and permitted the defacto complainant to withdraw the amount deposited by the Petitioner and consequently relx the same.

ORDER

This petition has been filed to set aside the order passed by the learned Principal District and Sessions Judge, Tiruchirappalli in Crl.MP.No.3942/2023 dt.18/8/2023.



CRL OP(MD). No.16343 of 2023

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2. By the above said order, the learned Principal District and Sessions Judge, Tiruchirappalli, while granting bail, directed the petitioner to deposit 50% of the cheque amount, i.e., Rs.8,45,000/- to the credit of crime number. The learned counsel for the petitioner would submit that in the above said order it was observed that the petitioner is ready to deposit 50% of the cheque amount. But, no such undertaking was given by the petitioner's counsel. He would further submit that such condition cannot be imposed to the petitioner.

3. Therefore, challenging the above said condition, the petitioner is before this Court. Considering the nature of offence only, the above said condition was imposed upon him by the Sessions Court. However, the petitioner without approaching the Sessions Court for modification, directly came to this Court. I find no reason to entertain this petition. This petition deserves to be dismissed. The petitioner can approach the concerned Court for modification.

4. Accordingly, this criminal original petition deserves to be dismissed.

sd/-
25/09/2023

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/09/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO

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1 THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
TIRUCHIRAPPALLI.

2 THE JUDICIAL MAGISTRATE NO.I,
TIRUCHIRAPPALLI.

3 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT.

4 THE INSPECTOR OF POLICE,
CITY CRIME BRANCH POLICE STATION,
TRICHY.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.K.NAVANEETHARAJA, Advocate (SR-14272[I] dated 27/09/2023)

ORDER

IN

CRL OP(MD) No.16343 of 2023

Date :25/09/2023

SA/GB/SAR. /27.09.2023/3P/7C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.