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CRL O.P. No.21909 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 10.09.2024

CORAM

The Hon'ble Mr.Justice P.DHANABAL

CRL OP.No.21909 of 2024

S. Meera W/o. M. Paneerselvam

... Petitioner / Defacto
Complainant.

Vs

1. State rep. by:-

The Inspector of Police [Crime],

K11 C.M.B.T. Police Station,

Chennai-600 107.

.... Respondent / Complainant

[Cr. No.623 of 2021]

2. C. Sundar Kumar S/o. Chandra Sekar

3. S. Priya W/o. C. Sundar Kumar

4. Sukumaran S/o. Murugan

... Respondents / Accused 1 to 3

PRAYER: - The Criminal Original Petition is filed under Section 483(1)(b) of The Bharatiya Nagarik Suraksha Sanhita, 2023, praying to modify the condition imposed in the paragraph 6 of the order dated 08.04.2022 in Crl. M.P. No.5501 of 2022 passed by the Principal District and Sessions Judge, Chennai.



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For Petitioner : Mr. S. Jayakumar

For Respondent : Mr. S. Santhosh
Government Advocate
[Criminal side]

ORDER

This petition has been filed by the defacto complainant seeking to modify the condition imposed in the paragraph no.6 that "the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- with two sureties each for a like sum to the satisfaction of the learned V Metropolitan Magistrate, Chennai and on deposit of Rs.5 lakhs to the credit of the Cr. No.623 of 2021 before the said Court..." in the order dated 08.04.2022 in Crl. M.P. No.5501 of 2021 passed by the Principal Sessions Court, Chennai.

2. When the matter was taken up for hearing, the learned counsel appearing for the petitioner represented that the Principal Sessions Court, Chennai passed a conditional order while granting bail to the accused, who is the 2nd respondent herein, that he has to deposit a sum of Rs.5 lakhs before the trial Court in the Cr. No.623 of 2021 and now the petitioner approached this Court to grant permission to take the said money deposited by the accused.



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3. Admittedly, the petitioner has not approached the Principal Sessions Court, which passed the above said conditional order and straight away, she approached this Court. Hence, it is appropriate to direct the petitioner to approach the Principal Sessions Court to get appropriate remedy.

4. With the above directions, the criminal original petition is disposed of.

10.09.2024

index: Yes/No
Internet: Yes/No
Speaking/Non Speaking order
mjs

To
1.The Principal Sessions Court, Chennai.

2. The Inspector of Police [Crime],
K11 C.M.B.T. Police Station,
Chennai-600 107.

3.The Public Prosecutor, High Court, Madras.



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P.DHANABAL,J

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