



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

Wednesday, the Thirty First day of July Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice K.K. RAMAKRISHNAN

CRL MP(MD) No.2025 of 2024

IN

CRL RC(MD) No.1049 of 2023

SATHEESH

... PETITIONER / PETITIONER

Vs

THE INSPECTOR OF POLICE
MARTHANDAM POLICE STATION,
KANYAKUMARI DISTRICT.
CR.NO.167/2023

... RESPONDENT / RESPONDENT

Criminal Miscellaneous Petition filed under section 482 of Cr.P.C to Modify condition of paragraph No.14.1 of the common order passed in Crl.RC.(MD). No.1049/2023 dt 11.10.2023 by modifying the condition to execute bond to the value of the vehicle mentioned in the insurance certificate for petitioners concern.

Prayer in CRL RC(MD). 1049/ 2023 :

Criminal Revision Petition filed under section 397 & 401 of Cr.P.C to call for the records relating to the order passed in Crl.M.P.No.4092 of 2023 on the file of Learned Principal Sessions Judge, Kanyakumari at Nagercoil dated 19.08.2023 and set aside the same.

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.BALAMURUGAN.P, Advocate for the petitioner and of Mr.B.Thanga Aravindh, Government Advocate on behalf of the Respondent, the court made the following order:-

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This petition has been filed to modify the condition in Paragraph No.14.1 of the Common order passed in CrI.R.C(MD).No.1049 of 2023 dated 11.10.2023 by modifying the condition to execute bond to the value of the vehicle mentioned in the insurance certificate.

2. The learned counsel for the petitioner submitted that due to the financial crisis of the petitioner, he unable to execute a bond to the value of the vehicle mentioned in the insurance certificate. Hence, he prayed for modification of the said condition and he is also ready to furnish the third party surety.

3. On the earlier occassion, after hearing the learned counsel for the petitioner, this Court directed the investigating officer to file status report.

4. As per the direction of this Court, the Investigating Officer has filed a status report before this Court.

5. Considering the facts and the circumstance of this case and also considering the status report of the Investigating Officer, this Court is inclined to accept the petitioner's request of furnishing the third party surety. Accordingly this petition is



allowed and learned trial Judge is directed to accept the third party surety, namely,
Mr.Manogaraj, S/o.Nallathambi.

// True Copy //

Sd/-
Assistant Registrar(AS)

/08/2024
Sub Assistant Registrar
(CS - I/ II / III /IV)

TO

1 The Principal Sessions Judge, Kanyakumari at Nagercoil

2 THE INSPECTOR OF POLICE
MARTHANDAM POLICE STATION,
KANYAKUMARI DISTRICT.

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

COPY TO:
THE SECTION OFFICER,
CRIMINAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL MP(MD) No.2025 of 2024
IN
CRL RC(MD) No.1049 of 2023
Date :31/07/2024

MK/08.08.2024 3P 5C

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