



CRL MP(MD). No.2510 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction
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Wednesday, the Twenty Eighth day of February Two Thousand and Twenty Four

PRESENT

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

CRL MP(MD). No.2510 of 2024

in

CRL OP(MD)No.6520 of 2023

The Sub Inspector of Police,
Cyber Crime Police Station,
Thoothukudi,
Thoothukudi District.
Crime No.34 of 2022.

... Petitioner/ Respondent

Vs

1 John Wilzon @ Eze Fidelis Ndubuisi, ... Respondent/ Petitioner

Prayer :-

Criminal Miscellaneous Petition filed Under section 482 Cr.P.C.,to Recall the order dt.10.4.2023 passed in Crl.OP.(MD).No.6520 of 2023 on the file of this Court.

Prayer in CRL OP(MD). 6520/ 2023 :

Criminal original petition filed Under Section 439(1)(b)of the Cr.P.C, to modify the condition imposed in paragraph 7 of the order dt.8/3/2023 made in Crl.MPNo.4121/2023 passed by the Judicial Magistrate IV, Thoothukudi.



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ORDER:- This Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/s. Thiruvadikumar, Additional Public Prosecutor for the Petitioner and of M/s. Janarth Kumar @ Janath Ahmed B, Advocate for the respondent, this Court made the following order:

“This petition has been filed to recall the order dated 10.04.2023 passed by this Court in CrI.O.P(MD).No.6520 of 2023, thereby modified the conditions imposed by the learned Judicial Magistrate IV, Thoothukudi in CrI.M.P.No.4121 of 2023, that the petitioner shall surrender his passport to the credit of Crime No.34 of 2022 before the learned Judicial Magistrate IV, Thoothukudi.

2. On perusal of records, this Court feels that the recall petition is not maintainable. However, the petitioner is at liberty to file separate petition seeking modification of condition imposed by this Court.



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3. Accordingly, the Criminal miscellaneous petition stands dismissed."

Sd/-

Assistant Registrar(C.O)

// True Copy //

/03/2024

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

TO

1. The Judicial Magistrate IV,
Thoothukudi.
2. The Sub Inspector of Police,
Cyber Crime Police Station,
Thoothukudi,
Thoothukudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras high Court,
Madurai.

ORDER DATED : 28/02/2024

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ORDER

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in

CRL OP(MD)No.6520 of 2023

SI-(06.03.2024) 3P/ 4C

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