



Crl.O.P.(MD)No.8694 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 21.06.2024

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

Crl.O.P.(MD)No.8694 of 2024

1. Merlin @ Merlin Raj
2. Nishanth
3. Kumar

... Petitioners

Vs.

The Sub Inspector of Police
Puthukadai Police Station,
Puthukadai,
Kanyakumari District.
Crime No.141/2024

... Respondent

Prayer : Criminal Original Petition filed under Section 482 r/w. Section 439 (1)(B) of the Code of Criminal Procedure, to modify the condition No.2 imposed in Crl.MP.No.231 of 2024 before the Vacation Sessions Judge, Kanyakumari at Nagercoil, dated 30.05.2024

For Petitioners : Mr.N.S.Ramakrishna Dass

For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition is filed to modify the condition No.2 imposed by the Vacation Sessions Judge, Kanyakumari at Nagercoil, in Crl.M.P.No.231 of 2024, dated 30.05.2024.



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2. The learned counsel for the petitioners would submit that the petitioners were granted anticipatory bail by the learned Vacation Sessions Judge, Kanyakumari at Nagercoil, in in Crl.M.P.No.231 of 2024, dated 30.05.2024 with a condition to stay at Madurai and appear and sign before the Judicial Magistrate No.I, Madurai, daily twice at 10.30 a.m. and 05.00 p.m., until further orders. He would further submit that the petitioners 1 and 2 were doing cooli work and the third petitioner's wife was suffering from cancer and bedridden, hence, they could not comply with the condition. Therefore, they have come with this petition before this Court.

3. The learned Government Advocate (Crl.Side) submits that the petitioners have not complied with the condition and prayed the petition to be dismissed.

4. The condition was imposed by the Vacation Sessions Judge, Kanyakumari at Nagercoil, taking into consideration the nature of the case, stage of the investigation and other relevant factors. Therefore, this

Court is not inclined to entertain this petition. Hence the petition stands



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dismissed. However, liberty is given to the petitioners to approach the concerned Court and file a petition seeking for modification of condition.

21.06.2024

NCC : Yes/No

Index : Yes/No

Internet: Yes

LS

To

1. The Vacation Sessions Judge,
Kanyakumari at Nagercoil,
2. The Sub Inspector of Police
Puthukadai Police Station,
Puthukadai, Kanyakumari District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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B.PUGALENDHI,J

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Order made in
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