



Crl.O.P.(MD)No.21077 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.01.2024

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

Crl.O.P.(MD)Nos.21077, 21078, 21079 & 21080 of 2023

Crl.O.P.(MD)No.21077 of 2023

Sanjaykumar @ Vellai Sanjay

... Petitioner/ Accused

Vs.

State Rep by
The Inspector of Police,
Thiruppuvanam Police Station,
Sivagangai District.
(In Crime No.270 of 2023)

... Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 439(1)(b) of the Code of Criminal Procedure, to modify the condition No.(ii) that the petitioner shall report and sign before the respondent police station daily at 10.00 am., for a period of one month from the date of his release or until further orders whichever is earlier imposed in Crl.M.P.No.4773 of 2023 dated 31.10.2023 on the file of the learned Principal Sessions Court, Sivagangai to any other Judicial Magistrate Court, Madurai.

Crl.O.P.(MD)No.21078 of 2023

Sanjay Kumar @ Sanjay @ Vellai Sanjay

... Petitioner/ Accused

Vs.



Crl.O.P.(MD)No.21077 of 2023

State Rep by
The Inspector of Police,
Othakadai Police Station,
Madurai.
(In Crime No.362 of 2023)

... Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 439(1)(b) of the Code of Criminal Procedure, to modify the condition No.(i) that the petitioner shall appear and sign before the respondent police station daily at 10.00 am., for a period of 30 days imposed in Crl.M.P.No.5824 of 2023 dated 10.10.2023 on the file of the learned Principal Sessions Court, Madurai to any other Judicial Magistrate Court, Madurai.

Crl.O.P.(MD)No.21079 of 2023

Sanjay Kumar (Sanjay @ Vellai Sanjay)

... Petitioner/ Accused

Vs.

State Rep by
The Inspector of Police,
Othakadai Police Station,
Madurai.
(In Crime No.351 of 2023)

... Respondent /Complainant

PRAYER : Criminal Original Petition filed under Section 439(1)(b) of the Code of Criminal Procedure, to modify the condition No.(i) that the petitioner shall appear and sign before the respondent police station daily at 10.00 am., for a period of 30 days imposed in Crl.M.P.No.6278 of 2023 dated 06.11.2023 on the file of the learned Principal Sessions Court, Madurai to any other Judicial Magistrate Court, Madurai.

Crl.O.P.(MD)No.21080 of 2023

Sanjay Kumar (Sanjay @ Vellai Sanjay)

... Petitioner/ Accused

Vs.

State Rep by
The Inspector of Police,
Othakadai Police Station,
Madurai.
(In Crime No.318 of 2023)

... Respondent/Complainant



Crl.O.P.(MD)No.21077 of 2023

PRAYER : Criminal Original Petition filed under Section 439(1)(b) of the Code of Criminal Procedure, to modify the condition No.(i) that the petitioner shall appear and sign before the respondent police station daily at 10.00 am., for a period of 30 days imposed in Crl.M.P.No.6279 of 2023 dated 06.11.2023 on the file of the learned Principal Sessions Court, Madurai to any other Judicial Magistrate Court, Madurai.

For Petitioner
(In all Crl.O.Ps.)

: Mr.A.Vadivel, Advocate

For Respondent
(In all Crl.O.Ps.)

: Mr.SS.Madhavan,
Government Advocate (Crl. Side)

COMMON ORDER

These criminal original petitions have been filed to modify the condition imposed on the petitioner by the Courts below.

2.The learned counsel appearing for the petitioner would submit that the petitioner was implicated as an accused in Cr.No.270 of 2023, which is registered by the Inspector of Police, Thiruppuvanam, Sivagangai District and in Cr.Nos.351, 362 & 318 of 2023, which are registered by the Inspector of Police, Othakadai Police Station, Madurai and he was arrested and remanded to judicial custody. Thereafter, the petitioner filed a bail petition for a case pending in Cr.No.270 of 2023, before the Principal Sessions Court, Sivagangai in Crl.M.P.No.4773 of 2023 and the same was ordered on 31.10.2023 on condition that the petitioner should report and sign before the respondent police daily at 10.00 am., for a period of one month from the date of



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his release or until further orders whichever is earlier. Again, the petitioner preferred bail petitions before the Principal Sessions Court, Madurai in Crl.M.P. Nos.5824, 6278 and 6279 of 2023, for the case registered by the Inspector of Police, Othakadai Police Station and the same were allowed on condition that the petitioner should appear and sign before the respondent police daily at 10.00 am., for a period of 30 days. He would further submit that since the petitioner has to appear and sign at 10.00 am., before Thiruppuvanam Police Station as well as Othakadai Police Station, he prayed to modify the condition and direct the petitioner to appear before anyone of the Police Station.

3.The learned Government Advocate(Crl.side) appearing for the respondent police would submit that after considering the facts and circumstances of the case, the Courts below rightly imposed the condition, which does not need any interference by this Court.

4.Considering the fair request made by the learned counsel appearing for the petitioner, the condition imposed by the Courts below is hereby modified to the effect that the petitioner shall report before the Inspector of Police, Othakadai Police Station daily at 05.00 pm., until further orders.



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5. In the result, these criminal original petitions are allowed.

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Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS
TO

- 1 THE PRINCIPAL SESSIONS JUDGE,
SIVAGANGAI.
- 2 THE PRINCIPAL SESSIONS JUDGE,
MADURAI.
- 3 THE INSPECTOR OF POLICE
THIRUPPUVANAM POLICE STATION,
SIVAGANGAI DISTRICT.
- 4 THE INSPECTOR OF POLICE,
OTHAKADAI POLICE STATION, MADURAI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN

Crl.O.P.(MD)Nos.21077, 21078, 21079 & 21080 of 2023

Date :05/01/2024

SS/JGB/SAR- /11/01/2024/5P/6C

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