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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 04.02.2025

CORAM

The Hon`ble Mr.Justice R.SAKTHIVEL

CRL OP(MD). No.2192 of 2025

Suthan

... Petitioner/ Accused

Vs

State of Tamil Nadu
rep. by the Inspector of Police,
Kottar Police Station,
Kanniyakumari District.
(Crime No.5 of 2025)

... Respondent/ Complainant

PRAYER :- This petition is filed under Section 483(1)(b) of BNSS r/w. Section 528 of BNSS to Modify the condition No.2 imposed upon the petitioner in Crl.M.P.No.114 of 2025, dated 08.01.2025 on the file of the Learned Principal Sessions Judge, Kanniyakumari District at Nagercoil.

For Petitioner : Mr.G. Aravinthan, Advocate
for M/s.Aran Legal Consultancy

For Respondent : Mr.K.Sanjai Gandhi
Government Advocate (Crl.Side)



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ORDER

This Criminal Original Petition has been filed to modify the condition No.2 imposed upon the petitioner in CrI.M.P.No.114 of 2025, dated 08.01.2025 by the learned Principal Sessions Judge, Kanniyakumari District at Nagercoil.

2. Mr.G.Aravinthan, learned counsel appearing for the petitioner submits, that the petitioner is residing at Kanniyakumari District and hence, it is very difficult for him to travel to Madurai and comply with the condition imposed by the learned Principal Sessions Judge, Kanniyakumari District at Nagercoil in CrI.M.P.No.114 of 2025, dated 08.01.2025. Hence, he prayed for modifying the said condition.

3. Per contra, Mr.K.Sanjai Gandhi, learned Government Advocate (CrI. side) appearing for the respondent submits, that if the condition is modified, the petitioner will abscond.

4. Considering the facts and circumstances of the case, this Court is inclined to remove the condition No. 9(ii) imposed on the petitioner by the learned Principal Sessions Judge, Kanniyakumari District at Nagercoil, in CrI.M.P.No.114 of 2025 vide order, dated 08.01.2025.



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5. Accordingly, the condition No. 9(ii) imposed on the petitioner by the learned Principal Sessions Judge, Kanniyakumari District at Nagercoil in Crl.M.P.No.114 of 2025, dated 08.01.2025 is hereby removed. The other conditions shall hold good.

6. To that extent, this Criminal Original Petition is allowed.

Sd/-
04/02/2025

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/02/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

trp

TO

- 1 THE PRINCIPAL SESSIONS JUDGE,
KANNIYAKUMARI DISTRICT AT NAGERCOIL.
- 2 THE JUDICIAL MAGISTRATE NO.II,
NAGERCOIL.
- 3 DO-THROUGH-THE CHIEF JUDICIAL MAGISTRATE
KANNIYAKUMARI DISTRICT AT NAGERCOIL.
- 4 THE JUDICIAL MAGISTRATE NO.II,
MADURAI.

<https://www.mhc.tn.gov.in/judis>



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5 DO-THROUGH-THE CHIEF JUDICIAL MAGISTRATE
MADURAI DISTRICT.

6 THE INSPECTOR OF POLICE,
KOTTAR POLICE STATION,
KANNIYAKUMARI DISTRICT.

7 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.M/S.ALAN LEGAL CONSULTANCY, Advocate (SR-1387[I] dated
05/02/2025)

ORDER
IN
CRL OP(MD) No.2192 of 2025
Date :04/02/2025

ES/SKN/SAR /25.02.2025/4P/9C

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