



CRL.M.P.(MD)No.16454 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 07.11.2025

THE HONOURABLE MR.JUSTICE **SHAMIM AHMED**

CRL.M.P.(MD)No.16454 of 2025

in

CRL.R.C.(MD)No.723 of 2025

John Bosco,
S/o.Michael,
Kannankottai,
Otraipanaivilai,
Reethapuram,
Kanyakumari District.

... Petitioner

vs.

The State through,
Inspector of Police,
Colachel Police Station,
Kanyakumari District.
(Crime No.500 of 1998)

... Respondent

PRAYER: Criminal Miscellaneous Petition is filed under Section 439(1) (b) r/w 482 of Cr.P.C., to relax the condition imposed upon the Revision Petitioner in Crl.MP(MD)No.7840 of 2025 in Crl.RC(MD)No.723 of 2025, dated 23.06.2025.

For Petitioner :Mr.C.K.M.Appaji
For Respondent :Mr.A.S.Abul Kalam Azad
Government Advocate



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ORDER

This Criminal Miscellaneous Petition has been filed to relax the condition to appear before the District Munsif cum Judicial Magistrate Court, Eraniel, on all working days at 10.30 a.m., imposed upon the Revision Petitioner in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD)No. 723 of 2025, dated 23.06.2025.

2. The Co-ordinate Bench of this Court, while granting suspension of sentence imposed the following conditions in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD)No.723 of 2025, vide order, dated 23.06.2025:

(i) the petitioners are directed to be enlarged on bail on him executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned District Munsiff cum Judicial Magistrate Court, Eraniel;

(ii) The sureties shall affix their photographs and Left Thumb Impression in the surety bond and the trial Court may obtain a copy of their Aadhar card or Bank



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Pass Book to ensure their identity; and

(iii) the petitioners shall appear before the trial Court on all working days at 10.30 a.m. until further orders.

4.Today, when the matter is being taken up, Mr.C.K.M.Appaji, learned Counsel for the Revision Petitioner submits that the Revision Petitioner has been complying with the conditions imposed in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD)No.723 of 2025, dated 23.06.2025, without fail. Thus, the learned Counsel for the Revision Petitioner prays this Court that the condition No.(iii) of the order dated 23.06.2025 passed in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD)No. 723 of 2025, imposed on the Revision Petitioner may be relaxed and the Revision Petitioner may be directed to appear before the District Munsif cum Judicial Magistrate Court, Eraniel, once in a month.

5.Mr.A.S.Abul Kalam Azad, learned Government Advocate appearing for the Respondent fairly submits that the Revision Petitioner has been complying with the conditions imposed in CrI.MP(MD)No. 7840 of 2025 in CrI.RC(MD)No.723 of 2025, dated 23.06.2025



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regularly. Thus, the prayer made by the learned counsel for the Revision Petitioner before this Court that the condition No.(iii) of the order dated 23.06.2025 passed in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD) No.723 of 2025 imposed on the Revision Petitioner may be relaxed and the Revision Petitioner may be directed to appear before the trial Court, once in a month.

6. Accordingly, after considering the arguments as advanced by the learned Counsel for the parties and after perusal of the order passed by the Co-ordinate Bench of this Court in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD)No.723 of 2025, dated 23.06.2025. this Court is inclined to relax the condition No.(iii) of the order dated 23.06.2025 passed in CrI.MP(MD)No.7840 of 2025 in CrI.RC(MD)No.723 of 2025, as follows:-

“The Revision Petitioner shall appear before the District Munsif cum Judicial Magistrate Court, Eraniel, once in a month with effect from December, 2025, ie., on the first working day of Every English Calendar month at 10.30 a.m., until further orders.”



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7. Rest of the conditions imposed in Crl.MP(MD)No.7840 of 2025

in Crl.RC(MD)No.723 of 2025, dated 23.06.2025, are unaltered.

8. With the above modification, this Criminal Miscellaneous
Petition is finally **disposed of**.

07.11.2025

Nsr

To:

1. THE ADDITIONAL DISTRICT JUDGE,
PADMANABAPURAM.

2. The District Munsif cum Judicial Magistrate Court, Eraniel.

3. The Inspector of Police,
Colachel Police Station,
Kanyakumari District.

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



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SHAMIM AHMED, J.

Nsr

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