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Crl.M.P.Nos.4207 & 4209 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.03.2026

CORAM:

THE HON'BLE MR.JUSTICE **A.D.JAGADISH CHANDIRA**

Crl.M.P.Nos.4207 & 4209 of 2026

in

Crl.A.Nos.1635 & 1636 of 2024

H.Raja

...Petitioner in both petitions

Vs.

State of Tamil Nadu through,
The Sub-Inspector of Police,
Erode Town Police Station,
Erode District.

Crime No.848 of 2018.

...Respondent in Crl.M.P.No.4207 of 2026

State through the Inspector of Police,
(Crime Nos.848 & 847 of 2018)
Erode Town Police Station,
Erode &
The Inspector of Police,
Karungalpalayam Police Station,
Erode District.

Crime No.512 of 2018.

...Respondent in Crl.M.P.No.4209 of 2026

Common Prayer: Criminal miscellaneous petitions filed under Section 528 of BNSS, seeking to relax the condition imposed on the petitioner/appellant to appear before the Trial Court every month on the 1st working day under the common order dated 27.12.2024 passed by this Court while suspending the substantive sentence in criminal miscellaneous petitions in Crl.M.P.Nos.18328 & 18338 of 2024 in



Crl.M.P.Nos.4207 & 4209 of 2026

Crl.A.Nos.1635 & 1636 of 2024 respectively, during the pendency of the criminal appeals.

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In both petitions:

For Petitioner : Mr.Ravi, Senior Advocate,
Assisted by Mr.M.Ramamoorthi

For Respondent : Mr.K.M.D.Muhilan, APP

COMMON ORDER

Vide common order dated 27.12.2024 made in Crl.M.P.Nos.18328 & 18338 of 2024 in Crl.A.Nos.1635 & 1636 of 2024, this Court had suspended the sentences imposed on the petitioner on certain conditions. These petitions have been filed by the petitioner seeking modification of the condition imposed at Para No.6(i) of the said order pertaining to the appearance of the petitioner before the Trial Court.

2. Learned counsel for the petitioner submitted that the petitioner had suffered stroke and he is currently hospitalized for medical treatment and hence, he is unable to comply with the condition imposed by this Court. Accordingly, he prayed for relaxation of the abovesaid condition imposed by this Court directing the petitioner to appear before the trial court on the 1st working day of every month.



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3. Heard the learned counsel on either side and perused the materials available on record.

4. In view of the above submissions made by the learned Senior counsel for the petitioner and the learned Additional Public Prosecutor for the respondent, this Court is of the considered view that the prayer as sought by the petitioner could be acceded to.

5. Accordingly, these criminal miscellaneous petitions stand ordered and the condition insofar as appearance of the petitioner before the Trial Court as imposed by this Court at Para No.6(i) of the common order dated 27.12.2024 made in Crl.M.P.Nos.18328 & 18338 of 2024 in Crl.A.Nos.1635 & 1636 of 2024 alone stands modified to the effect that the petitioner is permitted to be represented by a counsel of his choice to appear before the trial court on the 1st working day of every English calendar month at 10.30 am., until further orders. All other conditions remain unaltered.

05.03.2026

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Crl.M.P.Nos.4207 & 4209 of 2026

To:

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1. The Special Judge,
Additional Special Court for trial of criminal cases related to elected
MPs & MLAs of Tamil Nadu,
Chennai – 600 001.
2. The Sub-Inspector of Police,
Erode Town Police Station,
Erode District.
3. The Inspector of Police,
Erode Town Police Station,
Erode.
4. The Inspector of Police,
Karungalpalayam Police Station,
Erode District.
5. The Public Prosecutor,
Madras High Court.



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A.D.JAGADISH CHANDIRA, J.

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Crl.M.P.Nos.4207 & 4209 of 2026
in
Crl.A.Nos.1635 & 1636 of 2024

05.03.2026