

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SALEM

Present: Tmt.S.Sumathy, M.L.,
Principal Sessions Judge,
Salem.

Wednesday, the 06th day of November, 2024

CRIMINAL MISCELLANEOUS PETITION No.2864/2024
(CNR.No.TNSA010054322024)

Boxer Mohan @ Mohanraj (34),
S/o.Murugesan.

...Petitioner/Accused No.8

Vs

State by: The Sub Inspector of Police,
Shevapet P.S.,
Cr. No.228/2024.

...Respondent / Complainant.

This petition is filed on 28.10.2024 under section 483(1)(b) of B.N.S.S., to relax the bail condition imposed on the petitioner.

This petition is coming on this day for hearing before me, in the presence of Tr. V.Velvendan, Counsel for the petitioner and the Public Prosecutor for the respondent, after perusing the averments, this Court delivered the following:

ORDER

1) Heard both sides and records perused. The petitioner, who was granted anticipatory bail vide the order of this Court in CMP.No.2204/2024 Dated:29.08.2024 with a condition to appear and sign before the learned Judicial Magistrate No.III, Salem daily at 10.00 a.m., except holidays until further orders (for a minimum period of 30 days), has come forward with this petition seeking to relax the bail condition imposed on him.

2) The learned Counsel for the petitioner has submitted that the petitioner has complied with the condition from 03.09.2024 onwards. As per the order of the Judicial Magistrate No.II, Coimbatore in CMP. No.19969/2024, the petitioner is signing before Peelamedu P.S. on every

Monday at 10.00 a.m., until further orders, so, the petitioner was not able to comply the condition for 8 days; the petitioner is doing coolie work, he is the only bread winner of his family; due to bail condition, he is not able to attend his daily work; hence the condition imposed on the petitioner may be totally relaxed.

3) The learned Public Prosecutor has submitted that the petitioner is abiding the condition before the Judicial Magistrate No.III, Salem.

4) On perusal of the report received from the learned Judicial Magistrate No.III, Salem, it is seen that the petitioner is abiding the condition from 03.09.2024 onwards and he was absent for 8 days on 09.09.2024, 23.09.2024, 30.09.2024, 14.10.2024, 21.10.2024, 28.10.2024, 30.10.2024 and 04.11.2024.

5) In the stated circumstances, since the petitioner has not complied the condition regularly as imposed on him in CMP.No.2204/2024 dated:29.08.2024, this Court is not inclined to consider the plea of the petitioner.

6) In the result, this petition is dismissed.

Pronounced by me in Open Court, this the 06th day of November, 2024.

Principal Sessions Judge,
Salem.