

**IN THE COURT OF THE ADDITIONAL CHIEF METROPOLITAN  
MAGISTRATE (E.O.I), COURT, EGMORE, CHENNAI 600 008.**

**PRESENT: Tmt. P. VIDHYA, B.A., B.L.,  
Addl. Chief Metropolitan Magistrate -E.O.I**

**CrI.M.P.No. 54 / 2025  
(CNR No. TNCH13-000073 -2025)  
in**

**EOCC No. 26 of 2019  
(CNR No.TNCH13-000652-2019 )**

**Dated this the 13<sup>th</sup> day of February 2025**

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1. M/s. EXPRESS CLEANING AGENCY, (TAN:CHEE03755C)  
No. 3, Jafer Syrang Street,  
Chennai – 600 001.

2. Shri. S. Mitra Srikanth, Director,  
M/s. EXPRESS CLEANING AGENCY, (TAN: CHEE03755C)  
No. 3, Jager Syrang Street,  
Chennai- 600 001.

**....Petitioner / Accused**

**//Vs//**

Shri. A.K. Subramanian,  
Income Tax Officer,  
TDS Ward 1(2),  
Chennai-600 034.

**... Respondent/Complainant**

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This petition came up before me for hearing today 13.02.2025 in the presence  
of M/s. D.R. Law Chambers, Dhanaram Ramachandran , R. Devi, S. Muthuselvan,

Shyam Rohith. P, Prajeeth. P, Y. Sowburnika, Counsels for petitioner/accused and Thiru. L. Muralikrishna, Special Public Prosecutor, Counsel for Respondent/complainant, and upon perusing the records, and upon hearing the arguments of both sides, and having stood over for consideration till this day, this court delivers the following:-

### **ORDER**

Petition filed by the Petitioner/accused for Relaxation of Bail conditions

#### **2. The averments of the petition filed by the Petitioner/ Accused in brief is as follows:-**

That the Ist Petitioner is a company and the 2<sup>nd</sup> petitioner is the director of Ist Petitioner and the representative officer for the A1 company. But the respondent has filed the complaint against the petitioners for offence under sec. 276 B r/w 278 B of Income Tax Act for the failure to deposit the TDS amount deducted for the FY 2011-12. That NBW was issued against the 2<sup>nd</sup> petitioner on 08.04.2022 and the NBW issued against him was recalled by this court on 23.08.2023 on the condition that the petitioner shall appear before this court on every Wednesday at 10.30 a.m and thereafter modified to appear on 1<sup>st</sup> Wednesday of every month and he is regularly complying the condition regularly. That the petitioner is engaged in various business for his livelihood and due to the condition imposed by this court he is unable to travel for his business operations That the petitioner undertake to cooperate for trial and investigation. That the petitioner has deposited the TDS deducted to the Central Government with penalty hence the complaint has become infructuous, however assures to cooperate for trial and investigation. Hence this petition for relaxing the condition.

The respondent has made endorsement stating that he has no objection to allow the petition .

**4. Heard Both sides.**

5. The petitioner/accused has come forward with this application seeking total relaxation of condition imposed at the time of order of recall of NBW issued against him and as per the order he is complying the condition regularly but as he is a business man he had to travel to many places but could not travel due to the condition imposed by this court and undertakes to cooperate for trial and seek to relax the condition .

6. On perusal of records it is revealed that the petitioner / accused is complying with the condition regularly. The respondent also has no objection and has endorsed to allow the application considering the fact that the petitioner is complying the condition regularly and since the main case is also at the stage of evidence this court is inclined to relax the condition.

7. In the result, the petition is allowed on the condition that the petitioner shall appear on the hearing dates without fail.

***//Dictated to the Steno-typist, typed by her in computer, corrected and pronounced  
by me in the Open Court on this the 13<sup>th</sup> day of February 2025. //***

Sd/-Tmt. P. Vidhya

**Addl. Chief Metropolitan Magistrate (E.O.I)  
Egmore, Chennai-08.**