

In the Court of the II Additional Sessions Judge, Tirunelveli
Present: Thiru. G. Vijayakumar. B.Sc., LLM,
II Additional District and Sessions Judge, Tirunelveli(PCR)(FAC)
Friday, the 16th day of February 2024
Cr.M.P.No.641/2024
(CNR TNTL NO. 02-000647-2024)

Mariappan S/o. Thirumalai

... Petitioner/Accused.

Vs.

State: The Inspector of Police,
Manimuthar P.S.
Cr.No.45/2023.

...Respondent/Complainant.

This petition came up today for hearing before me in the presence of M.Dharmar, Advocate for the petitioner and the Special Public Prosecutor for the State and upon hearing the arguments and on perusal of the case records and this petition having stood over for consideration till this date, this court delivers the following,

ORDER

The petitioner was granted bail for the offences u/s. 294(b),323,342,506(ii) IPC and Sec. 3(1)(r), 3(1)(s) 3(2)(va) of SC/ST Act vide order of this court in Cr.M.P.No.17/2024, Dated: 05.01.2024 with condition that the petitioner shall report and sign before the SHO Ambasamudram police station daily twice at 09.00 A.M., and 5.00 P.M., until further orders. The petitioner has now filed this petition seeking to relax the condition imposed on him.

The learned counsel for the petitioner has submitted that the petitioner has been complying the condition from 10.01.2024 and he finds it very difficult to observe the condition and prays to relax the condition imposed on him.

The learned Public Prosecutor has submitted that the petitioner is complying the condition from 10.01.2024 to 11.02.2024 and he has not complied the condition

thereafter and the investigation is still pending and if the condition is relaxed he may tamper the witnesses and may abscond.

In the said circumstances, considering the nature of offence alleged against the petitioner and considering the submissions made on both sides, this court is inclined only to modify the condition imposed on the petitioner in Cr.M.P.No. 17/2024, Dated: 05.01.2024. Accordingly, this petition is ordered. In the result, the condition is modified that the petitioner is directed to appear before the SHO Ambasamudram P.S weekly once (i.e) on every Sunday at 05.00 p.m. for 4 weeks and the other conditions shall remain unaltered.

Pronounced by me in open court, this the 16th day of February 2024.

(S/d-G.Vijayakumar)
II Additional Sessions Judge, (PCR) (FAC)
Tirunelveli.

Copy to

1. The Inspector of Police, Manimuthar P.S.
2. The Counsel for the petitioner
3. The Special Public Prosecutor, (PCR) Tirunelveli
4. The SHO Ambasamudram P.S.