

In the Court of Vacation Sessions Judge, Kanniyakumari District at Nagercoil.

Present : Thiru B. Karthikeyan, B.L.,
Vacation Sessions Judge/Principal Sessions Judge,
Kanniyakumari at Nagercoil.

Thursday, the 23rd day of May, 2024.

CrI.M.P. No. 163/2024

(CNR.No.TNKK0V-000187-2024)

and

Intervening petition in CrI.M.P. No. 247/2024

(CNR.No.TNKK0V-000324-2024)

1. Krishnan @ Krishnakumar, (A1)

S/o. Manikandan

2. Ajin, S/o. Manikandan (A2)

.. Petitioners in CrI.M.P.No.163/2024

/Vs./

Mervin Lasar, W/o Mathan

.. Intervening petitioner/Defacto
complainant

Sub Inspector of Police,

Boothapandy Police Station,

Crime No. 78/2024 of Boothapandy Police Station,

Rep. by Public Prosecutor, Nagercoil.

... Respondent

CrI.M.P.No.163/2024 is filed by Advocate Thiru M.Rajinikanth, u/s 438

Cr.P.C. praying to relax the condition imposed on the petitioners previously and the

intervening petition in CrI.M.P. No. 247/2024 is filed by Advocate Thiru

P.Subramonian, on behalf of the Intervenor/defacto complainant praying to dismiss the petition for condition relaxation in CrI.M.P. 163/2024.

ORDER

Heard both sides. Perused the Petition and the intervening petition.

Offences alleged u/s 294(a), 294(b), 354(A)(1) and 506(ii) of IPC.

The petitioners were granted anticipatory bail by this court on 25.04.2024 in CrI.M.P. No.2270/2024 with condition that the petitioners should stay at Madurai appear and sign before the Judicial Magistrate No.I, Madurai daily twice at 10.30 A.M. and 5.00 P.M. until further orders.

The learned counsel for the petitioners submitted that the petitioners have been complying the condition regularly from 02.05.2024 and prayed that the condition may be relaxed.

When this case was heard before this court, one Mervin Lasar, who is the complainant has filed the intervening petition. That petition is numbered as CrI.M.P.No. 247/2024. The intervening petitioner is permitted to intervene.

The learned counsel for the intervenor submitted that the petitioners were granted anticipatory bail by this court on 25.04.2024 in CrI.M.P. No.2270/2024 with condition that the petitioners should stay at Madurai appear and sign before the Judicial Magistrate No.I, Madurai daily twice at 10.30 A.M. and 5.00 P.M. until further orders. But the petitioners 1 and 2 are roaming around the informant's house from 20.05.2024 and threatened the defacto complainant and they did not comply the

condition imposed by this court and prayed that the petition may be dismissed.

Report received from the Judicial Magistrate No.I, Madurai. A perusal of report shows that the petitioners have been complying the condition from 02.05.2024 to 17.05.2024.

The learned Public Prosecutor opposed the application and submitted that the investigation of the case is not yet over.

Considering the nature of the offences alleged to have been committed by the petitioners/accused and also considering the duration of compliance of condition and the stage of investigation, this court is inclined to modify the condition.

In the result, condition is modified that the petitioners shall appear and sign before the respondent police weekly once i.e on every Monday at 10.00 A.M. and 5.00 P.M. until further orders and accordingly this petition is partly allowed.

Pronounced by me in open court this the 23rd day of May, 2024.

Vacation Sessions Judge,
Nagercoil.

To
The Judicial Magistrate, Boothapandy (through e-Mode)
The Judicial Magistrate No.I, Madurai.
The Sub Inspector of Police, Boothapandy Police Station(through court cell e-Mode)