

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.**

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17512/2023

in

P-4, Basin Bridge P.S. Crime No.272/2023

1. Padma
2. Devi
3. Laxmi

.. Petitioners/Accused

Vs.

State Rep. by
The Inspector of Police,
P-4, Basin Bridge Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.Nathan and Associates, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioners, who apprehend arrest by the respondent police for the alleged offences punishable u/s 294(b), 323, 324, 355, 448 and 506(ii) of IPC r/w Sec.4 of TNPWH Act in Crime No.272/2023 on the file of the respondent police, seek anticipatory bail.

2. The learned counsel for the petitioners submits that the defacto complainant is the neighbour of the petitioners and there was wordy quarrel between them. However, a false complaint has been lodged. It is alleged that the petitioners have abused the defacto complainant and assaulted. On 3.7.2023, the daughter of the 1st petitioner was playing with ball and the same fell near the defacto complainant premises. The defacto complainant verbally abused the minor girl and there was wordy quarrel between them. Already the 1st petitioner's sister lodged a complaint few months back. In order to take a revenge, the present complaint has been lodged. The petitioners apprehend arrest at the hands of the respondent police. Hence, they may be granted anticipatory bail.

3. On the other hand, the learned CPP submits that due to financial dispute, the petitioners trespassed into the house of the defacto complainant, who is a lady, abused them and assaulted the defacto complainant with knife and also pulled down her mother and also threatened with dire consequences. Arrest of the petitioners is necessary for interrogation. Hence, strongly opposed the petition.

4. It is alleged that the petitioners and defacto complainant are neighbours. According to the prosecution, due to financial dispute, the petitioners entered the house of the defacto complainant and abused the ladies and also assaulted the defacto complainant, who is a lady with knife and pulled down her mother. Arrest of the petitioners is necessary for interrogation. Considering the nature of case, this court is not inclined to grant anticipatory bail.

5. Petition is dismissed.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.**

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17648/2023

in

H-5, New Washermenpet P.S. Crime No.293/2023

1. Ajay
2. Bhavani
3. Priya @ Hari Priya

.. Petitioners/Accused

Vs.

State Rep. by
The Inspector of Police,
H-5, New Washermenpet Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.M.Illiyas, A.Venkateswara Babu, M.Mohamadhu Ajar and G.Sundaesan, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioners, who apprehend arrest by the respondent police for the alleged offences punishable u/s 147, 148, 294(b), 323, 324 and 506(ii) of IPC and u/s 4 of TN Prohibition of Harassment of Women Act, 2002 in Crime No.293/2023 on the file of the respondent police, seek anticipatory bail.

2. The learned counsel for the petitioners submits that it is alleged that due to pre enmity, the petitioners and others created problem with defacto complainant son friend one Aalwar and when the same was came to the knowledge of the victim and immediately she questioned the petitioners, the petitioners abused with filthy language and assaulted her using knife and wooden articles and they also assaulted the husband of the victim and her son. He further submits that the petitioners have not committed any offence as alleged. They are apprehending arrest at the hands of the respondent police. Hence, the petitioners may be granted anticipatory bail.

3. On the other hand, the learned CPP submits that due to previous enmity, the petitioners along with others abused the defacto complainant and when the husband and son of the defacto complainant intervened, the accused assaulted them with knife and kitchen cutting tool. The injured is still taking treatment at Stanley Hospital as inpatient and hence, strongly opposed the petition.

4. It is alleged that the petitioners and others abused the defacto complainant and assaulted her husband and son with knife and kitchen cutting tool. Injured is still taking treatment at Stanley Hospital as inpatient. Considering the nature of offence and the submission that the injured is still inpatient, this court is not inclined to grant anticipatory bail.

5. Petition is dismissed.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.**

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17778/2023

in

E-1, Mylapore P.S. Crime No.285/2023

1. Jegan

2. Rajandra Prasad

.. Petitioners/Accused

Vs.

State Rep. by

The Inspector of Police,

E-1, Mylapore Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.J.Ramkumar, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioners, who apprehend arrest by the respondent police for the alleged offences punishable u/s 294(b), 324 and 506(ii) of IPC in Crime No.285/2023 on the file of the respondent police, seek anticipatory bail.

2. The learned counsel for the petitioners submits that it is alleged that while the defacto complainant passing through Ganasepuram Canal, on that time, the 1st petitioner was consuming alcohol and there was wordy quarrel between them. It is further alleged that the petitioners abused the defacto complainant in filthy language and assaulted him with knife and wooden log. He further submits that the petitioners are innocent and they have not committed any offence as alleged. The petitioners apprehend arrest at the hands of the respondent police. Hence, they may be granted anticipatory bail.

3. On the other hand, the learned CPP submits that the 1st petitioner picked up quarrel with the defacto complainant and assaulted him with wooden log and also called the 2nd petitioner, who came to the occurrence place and assaulted the defacto complainant with knife. The injured has been treated as outpatient and the petitioners have no previous case.

4. Injured has been treated as outpatient. No previous case reported. Except 506(ii) IPC, other offences areailable. Considering the nature of case, this court is inclined to grant anticipatory bail.

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of this order, before the XVIII Metropolitan Magistrate, Chennai on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- each (Rupees Ten Thousand only) with two sureties each for a likesum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that

[a] the petitioners and the sureties shall affix their photographs and Left Thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank Pass book to ensure their identity.

[b] the petitioners shall appear before the respondent police daily at 10.00 a.m. until further orders.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Supreme Court in P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560].

[f] If the petitioners thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

Delivered by me today in open court.

Principal Sessions Judge

Copies to:

1. The XVIII Metropolitan Magistrate, Chennai.
2. CPP, Chennai.
3. The Inspector of Police, E-1, Mylapore Police Station, Chennai.

SS

Crl.M.P.No.17778/2023

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.**

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17792/2023

in

K-4, Anna Nagar P.S. Crime No.200/2023

Idhayakumar

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
K-4, Anna Nagar Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.S.N.Arunkumar and P.Narayana Prasadh, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner, who apprehends arrest by the respondent police for the alleged offences punishable u/s 379 of IPC in Crime No.200/2023 on the file of the respondent police, seeks anticipatory bail.

2. The learned counsel for the petitioner submits that it is alleged that some unknown persons stolen the mobile tower and caused loss to the tune of Rs.16,10,362/- He further submits that the petitioner was earlier working with the defacto complainant company. When the entire Aircel was switched off in October 2017, the company ordered to dismantle all cell towers and more than 100 towers were dismantled. The petitioner was implicated in three cases and he was granted bail. The reason for theft of towers is the company was not paying the rent to the landlord from 2017 onwards thereafter, the landlord sold the tower and made their loss good. The petitioner is innocent. He apprehends arrest at the hands of the respondent police. Hence, he may be granted anticipatory bail.

3. On the other hand, the learned CPP submits that the petitioner dismantle and committed theft of mobile tower, shelter, diesel generator, battery bank etc. belonging to the defacto complainant company. Arrest of the petitioner is necessary for custodial interrogation. Hence, strongly opposed the petition.

4. The petitioner committed theft of mobile tower and accessories. According to the prosecution, arrest of the petitioner is necessary for custodial interrogation. Considering the

nature of case and strong objection raised by the prosecution, this court is not inclined to grant anticipatory bail.

5. Petition is dismissed.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17908/2023

in

Crl.M.P.No.11798/2023

in

Crime No.5/2023

Ayeesha

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

W-16, All Women Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.K.Kably Taiyab Khan, A.Vivek Ram and T.Rani, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.11798/2023, dt: 31.5.2023.

2. The petitioner was granted anticipatory bail by this court in Crl.M.P.No.11798/2023, dated 31.5.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 47 days.

4. The petitioner has complied the condition for 47 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17909/2023

in

Crl.M.P.No.11813/2023

in

Crime No.101/2023

Naina Deepak

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

F-4, Thousand Light Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.P.Krishna Moorthy, S.Gopi and M.K.Sachin Vikram, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.11813/2023, dt: 31.5.2023.

2. The petitioner was granted bail by this court in Crl.M.P.No.11813/2023, dated 31.5.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 49 days.

4. The petitioner has complied the condition for 49 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17910/2023

in

Crl.M.P.No.10138/2023

in

Crime No.166/2020

Jeeva Rekha

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

Central Crime Branch, Team-31,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.T.Ravikumar, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.10138/2023, dt: 28.4.2023.

2. The petitioner was granted bail by this court in Crl.M.P.No.10138/2023, dated 28.4.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 55 days.

4. The petitioner has complied the condition for 55 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17911/2023

in

Crl.M.P.No.12413/2023

in

Crime No.256/2023

Sundar @ Praveen Kumar

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

H-5, Washermenpet Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.M.Illiyas, A.Venkateswara Babu, M.Mohamadhu Ajar and G.Sundaresan, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.12413/2023, dt: 7.6.2023.

2. The petitioner was granted bail by this court in Crl.M.P.No.12413/2023, dated 7.6.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 37 days.

4. The petitioner has complied the condition for 37 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17914/2023

in

Crl.M.P.No.13610/2023

in

Crime No.343/2023

Santhakumar @ Uli

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

D-1, Triplicane Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.R.Kamesh, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.13610/2023, dt: 16.6.2023.

2. The petitioner was granted bail by this court in Crl.M.P.No.13610/2023, dated 16.6.2023 with condition to appear before the respondent police daily at 10.30 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 35 days.

4. The petitioner has complied the condition for 35 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17915/2023

in

Crl.M.P.No.13129/2023

in

Crime No.312/2022

Baby Yogambal

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

E-1, Mylapore Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.K.Jayaraman, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.13129/2023, dt: 14.6.2023.

2. The petitioner was granted anticipatory bail by this court in Crl.M.P.No.13129/2023, dated 14.6.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 32 days.

4. The petitioner has complied the condition for 32 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

SS

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17916/2023

in

Crl.M.P.No.11952/2023

in

Crime No.206/2023

Raheela

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
K-10, Koyambedu Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.S.Chandan Babu, S.Prakash, M.Madhavan and R.Ashok Kumar, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.11952/2023, dt: 3.6.2023.

2. The petitioner was granted anticipatory bail by this court in Crl.M.P.No.11952/2023, dated 3.6.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 40 days.

4. The petitioner has complied the condition for 40 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17931/2023

in

Crl.M.P.No.13888/2023

in

Crime No.107/2023

Abdul Shahid

.. Petitioner/Accused

Vs.

State Rep. by

The Inspector of Police,

G-3, Kilpauk Police Station,

Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.M.I.Javid Akbar, S.Thirugnanam and G.Prem Kumar, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner seeks relaxation of the condition imposed by this court in Crl.M.P.No.13888/2023, dt: 20.6.2023.

2. The petitioner was granted bail by this court in Crl.M.P.No.13888/2023, dated 20.6.2023 with condition to appear before the respondent police daily at 10.00 a.m. until further orders.

3. Learned CPP submits that the petitioner has complied the condition for 33 days.

4. The petitioner has complied the condition for 33 days. Considering the nature of case and the number of days complied, this court is inclined to relax the condition.

5. (i) Petition is allowed.

(ii) Condition is relaxed in toto.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023.

Crl.M.P.No.18100/2023

in

F-3, Nungambakkam P.S. Crime No.122/2023

Prem Kumar @ Aala

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
F-3, Nungambakkam Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.P.Krishna Moorthy, S.Gopi and M.K.Sachin Vikarm, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner, who was arrested on 29.6.2023 for the offences punishable under Section 341, 294(b), 336, 427, 392, 397 and 506(ii) of IPC in Crime No.122/2023 on the file of the respondent police, seeks bail.

2. Learned counsel for the petitioner submits that it is alleged that the petitioner along with other accused robbed Rs.1630/- from the defacto complainant. He further submits that the petitioner is innocent and he has not committed any offence as alleged. He is in custody from 29.6.2023. Hence, the petitioner may be granted bail.

3. On the other hand, the learned CPP submits that the petitioner went to the shop of the defacto complainant and after having food, he refused to pay money for the same. When the defacto complainant demanded the money, the accused shown knife and took away Rs.1,630/- from the cash-box and threatened him. The petitioner is having five previous cases. Knife has been recovered and amount has not been recovered.

4. The petitioner is in custody from 29.6.2023. By this time, investigation is almost completed. Considering the nature of case and duration of custody, this court is inclined to grant bail.

5. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties each for a

likesum to the satisfaction of the learned XIV Metropolitan Magistrate, Chennai and on further condition that

(a) the sureties shall affix their photographs and Left Thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.

(b) the petitioner shall appear before the respondent police daily at 10.00 a.m. until further orders.

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial.

(d) the petitioner shall not abscond either during investigation or trial.

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**.

(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

Delivered by me today in open court.

Principal Sessions Judge

Copy to :

1. The learned XIV Metropolitan Magistrate, Chennai.
2. The Superintendent, Central Prison, Puzhal, Chennai.

ss

Crl.M.P.No.18100/2023

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023

Crl.M.P.No.1/2023

in

C.A.No.422/2023

in

C.C.No.1828/2018

(on the file of the Metropolitan Magistrate, FTC-IV, George Town, Chennai)

S.Natarajan

.... Petitioner/Appellant/Accused

Vs.

Vimala Thyagarajan

.... Respondent/Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.J.Antony Jesus, S.A.Jegan and K.Ramadurai, Counsel for the petitioner, upon hearing the counsel for the petitioner, this Court delivered the following,

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal.

2. The Petitioner/Appellant herein is the accused in C.C.No.1828/2018 on the file of the learned Metropolitan Magistrate, FTC-IV, George Town, Chennai. On 30.6.2023 judgment was pronounced in the above case and the petitioner was found guilty u/s.138 of N.I. Act he was sentenced to undergo two months Simple Imprisonment and to pay fine of Rs.2,00,000/-, which is ordered to be paid to the complainant as compensation, in default, to undergo three months S.I.

3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Hence, prays to suspend the sentence.

4. This court has also perused the memorandum of appeal and the submission made by the petitioner's counsel. The trial court suspended the sentence till 31.7.2023.

5. As per Sec.148 of N.I. Act (Amendment Act), 2018, the Appellate Court may order the Appellant to deposit such sum which shall be a minimum of Twenty percent of the fine or Compensation awarded by the Trial Court. In the above provision, it is clearly stated

that the amount shall be deposited within 60 days from the date of the judgment. As already stated supra, the petitioner/appellant/accused was ordered to undergo simple imprisonment for a period of two months and in these circumstances, it may not be right to hold that the petitioner has to serve the sentence during the pendency of the appeal.

6. Considering the above facts and the value of the fine amount, this Court is inclined to suspend the sentence on condition to deposit 20% of the fine amount.

7. Accordingly, the sentence of imprisonment imposed on the petitioner by the lower Court alone is hereby suspended till the disposal of the appeal and the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties each for a likesum to the satisfaction of the learned Metropolitan Magistrate, FTC-IV, George Town, Chennai. Further the petitioner shall deposit 20% of the fine amount to the credit of C.C. number on the file of the Trial Court within sixty days from the date of this Order.

8. The appeal has been made over to XX Additional Sessions Court, Chennai.

9. The appeal is posted on 21.8.2023.

Delivered by me today in open court.

Principal Sessions Judge

Copy to
The Metropolitan Magistrate, FTC-IV, George Town, Chennai.

ss

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.
Thursday, the 27th day of July, 2023**

Crl.M.P.No.1/2023

in

C.A.No.423/2023

in

C.C.No.1827/2018

(on the file of the Metropolitan Magistrate, FTC-IV, George Town, Chennai)

S.Natarajan

.... Petitioner/Appellant/Accused

Vs.

K.Thyagarajan

.... Respondent/Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.J.Antony Jesus, S.A.Jegan and K.Ramadurai, Counsel for the petitioner, upon hearing the counsel for the petitioner, this Court delivered the following,

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal.

2. The Petitioner/Appellant herein is the accused in C.C.No.1827/2018 on the file of the learned Metropolitan Magistrate, FTC-IV, George Town, Chennai. On 30.6.2023 judgment was pronounced in the above case and the petitioner was found guilty u/s.138 of N.I. Act he was sentenced to undergo two months Simple Imprisonment and to pay fine of Rs.2,00,000/-, which is ordered to be paid to the complainant as compensation, in default, to undergo three months S.I.

3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Hence, prays to suspend the sentence.

4. This court has also perused the memorandum of appeal and the submission made by the petitioner's counsel. The trial court suspended the sentence till 31.7.2023.

5. As per Sec.148 of N.I. Act (Amendment Act), 2018, the Appellate Court may order the Appellant to deposit such sum which shall be a minimum of Twenty percent of the fine or Compensation awarded by the Trial Court. In the above provision, it is clearly stated

that the amount shall be deposited within 60 days from the date of the judgment. As already stated supra, the petitioner/appellant/accused was ordered to undergo simple imprisonment for a period of two months and in these circumstances, it may not be right to hold that the petitioner has to serve the sentence during the pendency of the appeal.

6. Considering the above facts and the value of the fine amount, this Court is inclined to suspend the sentence on condition to deposit 20% of the fine amount.

7. Accordingly, the sentence of imprisonment imposed on the petitioner by the lower Court alone is hereby suspended till the disposal of the appeal and the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties each for a likesum to the satisfaction of the learned Metropolitan Magistrate, FTC-IV, George Town, Chennai. Further the petitioner shall deposit 20% of the fine amount to the credit of C.C. number on the file of the Trial Court within sixty days from the date of this Order.

8. The appeal has been made over to XX Additional Sessions Court, Chennai.

9. The appeal is posted on 21.8.2023.

Delivered by me today in open court.

Principal Sessions Judge

Copy to
The Metropolitan Magistrate, FTC-IV, George Town, Chennai.

ss

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023

CrI.M.P.No.1/2023

in

C.A.No.428/2023

in

C.C.No.6872/2016

(on the file of the Metropolitan Magistrate, FTC-I, Egmore, Chennai)

J.Shanthi

... Petitioner/Appellant/Accused

Vs.

A.Jainraj

.... Respondent/Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.K.Rahavan and R.Ashwin Singaravelan, Counsel for the petitioner, upon hearing the counsel for the petitioner, this Court delivered the following,

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal.

2. The Petitioner/Appellant herein is the accused in C.C.No.6872/2016 on the file of the learned Metropolitan Magistrate, FTC-I, Egmore @ Allikulam, Chennai. On 1.7.2023 judgment was pronounced in the above case and the petitioner was found guilty u/s.138 of N.I. Act he was sentenced to undergo one year Simple Imprisonment and to pay the cheque amount as compensation to the complainant within one month, in default, to undergo three months S.I.

3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Hence, prays to suspend the sentence.

4. This court has also perused the memorandum of appeal and the submission made by the petitioner's counsel. The trial court suspended the sentence till the appeal period is over.

5. As per Sec.148 of N.I. Act (Amendment Act), 2018, the Appellate Court may order the Appellant to deposit such sum which shall be a minimum of Twenty percent of the

fine or Compensation awarded by the Trial Court. In the above provision, it is clearly stated that the amount shall be deposited within 60 days from the date of the judgment. As already stated supra, the petitioner/appellant/accused was ordered to undergo simple imprisonment for a period of one year and in these circumstances, it may not be right to hold that the petitioner has to serve the sentence during the pendency of the appeal.

6. Considering the above facts and the value of the compensation amount, this Court is inclined to suspend the sentence on condition to deposit 20% of the compensation amount.

7. Accordingly, the sentence of imprisonment imposed on the petitioner by the lower Court alone is hereby suspended till the disposal of the appeal and the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties each for a likesum to the satisfaction of the learned Metropolitan Magistrate, FTC-I, Egmore @ Allikulam, Chennai. Further the petitioner shall deposit 20% of the compensation amount to the credit of C.C. number on the file of the Trial Court within sixty days from the date of this Order.

8. The appeal has been made over to XXI Additional Sessions Court, Chennai.

9. The appeal is posted on 21.8.2023.

Delivered by me today in open court.

Principal Sessions Judge

Copy to
The Metropolitan Magistrate, FTC-I, Egmore @ Allikulam, Chennai.

ss

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Session Judge.

Thursday, the 27th day of July, 2023

Crl.M.P.No.18212/2023

in

C.A.No.424/2023

in

C.C.No.17/2020

(on the file of the VIII Metropolitan Magistrate, George Town, Chennai)

Safiya

...Petitioner/Appellant/Accused

Vs.

The State, Represented by,
The Inspector of Police,
C-1, Flower Bazaar Police Station,
Chennai.

....Respondent/Respondent/Accused

This petition is coming on this day before me for hearing in the presence of M/s.M.Illiyas, A.Venkateswara Babu, M.Mohamadhu Ajar and G.Sundaresan, Counsel for the petitioner, upon hearing the petitioner's side, this Court delivered the following,

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal.
2. The Petitioner / Appellant herein is the accused No.1 in C.C.No.17/2020 on the file of the learned VIII Metropolitan Magistrate, George Town, Chennai. On 28.10.2022 judgment was pronounced in the above case and the petitioner was convicted u/s 363 of IPC and sentenced to undergo three years R.I. and to pay a fine of Rs.1,000/-, in default, to undergo two months S.I.
3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Hence, prays to suspend the sentence.
4. This court has also perused the memorandum of appeal and the submission made by the petitioner's side. Fine amount has been paid. The trial court suspended the sentence till 27.11.2022. The accused is in prison.

5. As already stated supra, the Petitioner/Appellant/Accused was ordered to undergo rigorous imprisonment for a period of three years and in these circumstances, it may not be right to hold that the petitioner has to serve the sentence during the pendency of the appeal. Considering the above facts, this Court is inclined to suspend the sentence.

5. Accordingly, the sentence of imprisonment imposed on the petitioner by the lower Court alone is hereby suspended till the disposal of the appeal and the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties each for a likesum to the satisfaction of the learned VIII Metropolitan Magistrate, George Town, Chennai.

6. The appeal has been made over to III Additional Sessions Judge, Chennai.

7. The appeal is posted to 21.8.2023.

Delivered by me today in the open court.

Principal Sessions Judge.

Copy to

The VIII Metropolitan Magistrate, George Town, Chennai

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023

Crl.M.P.No.18213/2023

in

C.A.No.425/2023

in

S.T.C.No.2632/2022

(on the file of the Metropolitan Magistrate, FTC-I, Egmore @ Allikulam, Chennai)

M.Sithick @ Mohammed Abubakar Sithik Petitioner/Appellant/Accused

Vs.

A.Dhanaseakaran Respondent/Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.M.Prabakar, S.Nakkeeran, M.Dhanarajan and G.Babu, Counsel for the petitioner, upon hearing the counsel for the petitioner, this Court delivered the following,

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal.

2. The Petitioner/Appellant herein is the accused in S.T.C.No.2632/2022 on the file of the learned Metropolitan Magistrate, FTC-I, Egmore @ Allikulam, Chennai. On 8.6.2023, judgment was pronounced in the above case and the petitioner was found guilty u/s.138 of N.I. Act and sentenced to undergo one year Simple Imprisonment and to pay the cheque amount as compensation to the complainant within one month, in default, to undergo 3 months S.I.

3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Hence, prays to suspend the sentence.

4. This court has also perused the memorandum of appeal and the submission made by the petitioner's counsel. The judgment was pronounced on 8.6.2023 and the trial court suspended the sentence till the appeal period is over. However, the petitioner has filed the appeal along with suspension of sentence petition only on 19.7.2023 The suspension of sentence ordered by the trial court was already lapsed. Considering the above circumstances

and the conduct of the petitioner, this court is not inclined to suspend the sentence.
Accordingly, the petition is dismissed.

Delivered by me today in open court.

Principal Sessions Judge

Copy to
The Metropolitan Magistrate, FTC-I, Egmore @ Allikulam, Chennai.
SS

IN THE COURT OF SESSIONS AT CHENNAI

Present : Tmt.S.Alli, M.L.,

Principal Sessions Judge.

Thursday, the 27th day of July, 2023

Crl.M.P.No.18159/2023

in

C.A.No.426/2023

in

C.C.No.5630/2021

(on the file of the VI Metropolitan Magistrate, Egmore, Chennai)

C.Sakthivel

.... Petitioner/Appellant/Accused

Vs.

State by,

The Inspector of Police,

V-5, Thirumangalam Traffic Investigation,

Chennai.

.... Respondent/Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.V.Santharam and S.Suneetha, Counsel for the petitioner, upon hearing the counsel for the petitioner, this Court delivered the following,

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal.

2. The Petitioner / Appellant herein is the accused in C.C.No.5630/2021 on the file of the learned VI Metropolitan Magistrate, Egmore, Chennai. On 17.7.2023 judgment was pronounced in the above case and the petitioner was convicted u/s 304(A) of IPC and sentenced to undergo six months S.I.

3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Hence, prays to suspend the sentence.

4. This court has also perused the memorandum of appeal and the submission made by the petitioner's side. The trial court suspended the sentence till 17.8.2023.

5. As already stated supra, the Petitioner/Appellant/Accused was ordered to undergo simple imprisonment for a period of six months and in these circumstances, it may not be right to hold that the petitioner has to serve the sentence during the pendency of the appeal. Considering the above facts, this Court is inclined to suspend the sentence.

5. Accordingly, the sentence of imprisonment imposed on the petitioner by the lower Court alone is hereby suspended till the disposal of the appeal and the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties each for a likesum to the satisfaction of the learned VI Metropolitan Magistrate, Egmore, Chennai.

6. The appeal has been made over to XVIII Additional Sessions Judge, Chennai.

7. The appeal is posted to 21.8.2023.

Delivered by me today in the open court.

Principal Sessions Judge.

Copy to

The VI Metropolitan Magistrate, Egmore, Chennai

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.**

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17652/2023

in

C-1, Flower Bazaar P.S. Crime No.125/2023

Badal Samanta

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
C-1, Flower Bazaar Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.N.Suresh, Sabitha Suresh, P.Yeshwanth Rao and S.Gopinath, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner, who apprehends arrest by the respondent police for the alleged offences punishable u/s 3 & 3(A) r/w 14(1) & 14(1A) of Child Labour and Adolescent Labour (Prohibition & Regulation) Act, 1986, Sec 75 and 79 of Juvenile Justice (Care and Protection of Children) Act, 2015 and Sec.16, 17 and 18 of Bonded Labour System Abolition Act,1976 and Sec.370 of IPC in Crime No.125/2023 on the file of the respondent police, seeks anticipatory bail.

2. The learned counsel for the petitioner submits that it is alleged that on 19.7.2023 the defacto complainant conducted search and went to the accused address and found that 12 children below 18 years were working for 14 hours per day without providing basic amenities and they were paid an advance from Rs.7,000/- to Rs.10,000/- and they were brought with the assurance that they will be provided proper accommodation and food with higher salary. It is further alleged that the children were kept as bonded labourers. He further submits that the petitioner is an illiterate person and he is unaware of the child labour norms. The child labourers are relatives to the petitioner and on the consent and request of the parents of the children they were brought to the shop of the petitioner and admitted as labourers. They were provided with good food and they were paid Rs.10,000/- per month. The petitioner is running his shop with all relevant documents. The petitioner apprehends arrest at the hands of the respondent police. Hence, he may be granted anticipatory bail.

3. On the other hand, the learned CPP submits that the petitioner is native of West Bengal. The petitioner along with other accused procured the children aged below 17 years for bonded labour and engaged and compelled them to work for 15 hours per day in a Gold Shop belonging to the petitioner. The petitioner is the main accused, who has brought the children from West Bengal. Totally 12 victims were rescued and sent to Government Home. Arrest of the petitioner is necessary for custodial interrogation. Hence, strongly opposed the petition.

4. It is alleged that the petitioner along with other accused engaged the children aged below 17 years to work as bonded labour in Gold Ornament Shop. The children were compelled to work for more than 14 hours per day. The defacto complainant, who is the Deputy Director, Industrial Safety and Health, has lodged the complaint and 12 children were rescued and sent them to Government Home. According to the prosecution, arrest of the petitioner is necessary for custodial interrogation. Considering the gravity of offence and strong objection raised by the prosecution, this court is not inclined to grant anticipatory bail.

5. Petition is dismissed.

Delivered by me today in open court.

ss

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present : Tmt.S.Alli, M.L.,
Principal Sessions Judge.**

Thursday, the 27th day of July, 2023.

Crl.M.P.No.17655/2023

in

B-2, Esplanade P.S. Crime No.156/2023

Jaffer Sadiq

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
B-2, Esplanade Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s.S.Suresh, G.Vinodh Kumar and A.Rawther Naina Mohamed, Counsel for the petitioner and of CPP for respondent and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner, who apprehends arrest by the respondent police for the alleged offences punishable u/s 75 and 79 of Juvenile Justice (Care and Protection of Children) Act, 2015 and Sec.16, 17 and 18 of Bonded Labour System Abolition Act,1976 and Sec.370 and 374 of IPC in Crime No.156/2023 on the file of the respondent police, seeks anticipatory bail.

2. The learned counsel for the petitioner submits that it is alleged that the Assistant Labour Commissioner and Task Force conducted surprise raid from 11 a.m. to 2.30 p.m. in and around Mannady area and found two children aged about 16 and 15 were employed in the Jute Bag Company owned by the petitioner. He further submits that the children were not employed through A2 and A3 as alleged by the prosecution. The victim in this case was introduced through A2 and A3 and told the petitioner that they are 19 and 20 years old. They requested for job in the company of the petitioner stating that they are hailing from a very poor family background. On Humanitarian basis, the petitioner provided job to them with good salary, well maintained place to stay and also best nutritious food to them. The petitioner has not committed any offence as alleged. The petitioner apprehends arrest at the hands of the respondent police. Hence, he may be granted anticipatory bail.

3. On the other hand, the learned CPP submits that the petitioner along with other accused employed children below 18 years in the Jute Bag Company as bonded labour and engaged and compelled them to work for 12 hours per day without any property amenities.

The petitioner is the main accused. The children were rescued and sent to Government Home. If the petitioner is granted anticipatory bail, he may indulge in similar offence. Arrest of the petitioner is necessary for custodial interrogation. Hence, strongly opposed the petition.

4. It is alleged that the petitioner along with other accused engaged the children aged below 18 years to work as bonded labour in Jute Bag company. The children were compelled to work for more than 12 hours per day. The defacto complainant, who is the Assistant Labour Commissioner and Task Force, lodged the complaint and the children were rescued and sent them to Government Home. According to the prosecution, arrest of the petitioner is necessary for custodial interrogation. Considering the gravity of offence and strong objection raised by the prosecution, this court is not inclined to grant anticipatory bail.

5. Petition is dismissed.

Delivered by me today in open court.

ss

Principal Sessions Judge