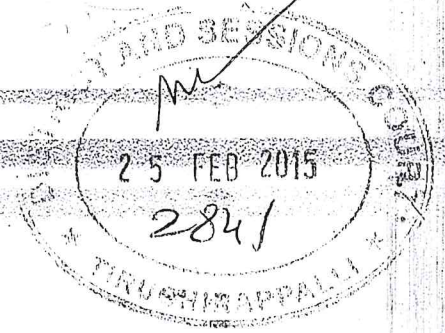
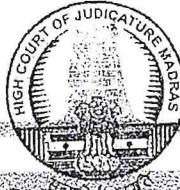


R.O.C.No.849-A/2015/F1

Dated: 23/02/2015

From

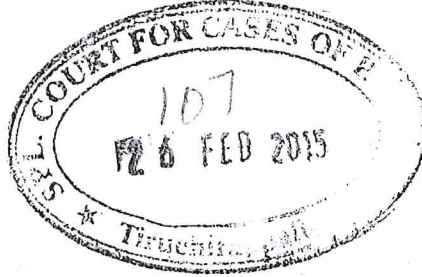
C. Kumarappan, B.Sc., B.L.,  
Officer on Special Duty (IT-cum-Statistics)  
High Court of Madras,  
Chennai-104.



25 FEB 2015

To

\*\*\*\*\*



Sir/Madam,

Sub: High Court's Order in Cr.I.O.P.(MD)No.23509/2014, dated 23/12/2014 - Directed to circulate to all the Criminal Courts - Copy communicated - Reg.

Ref: High Court's Order in Cr.I.O.P.(MD)No.23509/2014, dated 23/12/2014 passed by Hon'ble Thiru Justice S.Vaidyanathan.

\*\*\*\*\*

As directed, I am to enclose herewith a copy of High Court's Order in Cr.I.O.P.(MD) No.23509/2014, dated 23.12.2014, for reference.

Sir/Madam,

Yours faithfully

*[Signature]*  
OFFICER ON SPECIAL DUTY  
(IT-CUM-STATISTICS)

To

- |  |                           |
|--|---------------------------|
| 1. All the Principal District & Sessions Judges.                                       | } With a request to       |
| 2. The Principal Judge, City Civil Court, Chennai-104                                  | } communicate the         |
| 3. The District Judge-cum-Chief Judicial Magistrate,<br>The Nilgiris at Uthagamandalam | } Judgment to all the     |
| 4. The Chief Metropolitan Magistrate, Egmore,<br>Chennai-8.                            | } Judicial Officers under |
|  | } their control/unit.     |
| 5. All the Chief Judicial Magistrates.   | }                         |

Endt. R.No. 2841, dt. 25.2.15

Copy communicated to all the Judicial officers in Tiruchirappalli

District for reference.

District Court,  
Tiruchirappalli  
on 26.2.2015D.No: 1406  
26/02/15

2/2

*[Signature]*  
Principal District Judge  
Tiruchirappalli.

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23/12/2014

196-A

C O R A M

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

CRL.O.P.(MD)No.23509 of 2014

Karuppasamy

...

Petitioner

Accused no 2

Vs

State  
rep. By

1. The Sub-Inspector of Police  
SIPCOT Police Station  
Tuticorin  
Tuticorin District. (Cr No. 273/12)

2. The Sub-Inspector of Police  
Pudhukottai Police Station  
Tuticorin District. (Cr No 310/12)

3. The Sub-Inspector of Police  
South Police Station  
Tuticorin District. ....

Respondents

(Cr no. 575/11, 458, 26, 629, 634, 632 of 2014)

PRAYER: Petition is filed under Section 482 of the Code of Criminal

Procedure to modify the order imposed in CrI.M.P.Nos.5929/2014,



5933/2014, 5932/2014, 5934/2014, 5902/2014, 5930/2014,  
5931/2014, 5935/2014 by the Judicial Magistrate No.1, Tuticorin  
on 28/11/2014.

For petitioner ... Mr.S.Senthil Sankara Nathakumar

For respondents ... Mr.P.Kandasamy,  
Government Advocate  
(Criminal Side)

ORDER

This Criminal Original Petition has been filed praying to  
modify the order imposed in CrI.M.P.Nos.5929/2014, 5933/2014,  
5932/2014, 5934/2014, 5902/2014, 5930/2014, 5931/2014,  
5935/2014 by the Judicial Magistrate No.1, Tuticorin on  
28/11/2014.

2. Heard the learned counsel for the petitioner and the  
learned Government Advocate (Criminal Side) for the respondents.

3. According to the petitioner, the Police have registered various cases and they were arrested and remanded to judicial custody. As there are eight cases pending and that in the order of granting bail, the Magistrate insisted that they should produce two sureties for each case, the petitioner is unable to produce sixteen sureties to comply with the condition. The petitioners have come with wrong presumption that the Magistrate have ordered sixteen different sureties. Each order is separate and in the conditional bail, the accused will have to produce two sureties in each case. The same two sureties can be the sureties in other seven cases also. No Court will insist that the very same sureties should not be a surety in other cases and the Magistrate has also not stated so. Hence under the wrong presumption, the petitioner has come forward with the present petition.

~~different sureties. Each order is separate and in the conditional~~

4. I find there is no reason to modify the order which is the subject matter, as this Court hopes that the Magistrate will accept the very same two sureties for all the <sup>eight</sup> ~~eight~~ cases. In case, he insists



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S.VAIDYANATHAN, J

mvs.

different sureties numbering sixteen, that is wrong and which is not a case here. The Registry is directed to forward this order to all the Criminal Courts in Tamil Nadu to avoid misconception of the conditions on the part of the litigants.

5. This Criminal Original Petition is ordered accordingly.

23/12/2014

mvs.

Index: Yes/No

website: yes/No

12/1/15  
Assistant Registrar  
(60)

- To
- 1. The Judicial magistrates, Tuticorin.
- 2. The Sub-Inspector of Police, SIPCOT Police Station, Tuticorin District.
- 3. The Sub-Inspector of Police, Pudhukottai Police Station, Tuticorin District.
- 4. The Sub-Inspector of Police, South Police Station, Tuticorin District.

12 JAN 2015  
Additional Public Prosecutor  
Bench of Madurai High Court  
The Registrar  
Madurai Bench  
Madurai High Court  
Madurai

Copy to :- All the Criminal Courts in Tamil Nadu  
Jice to Mr. S. Senthil

Cri.O.P.(MD) No.23509 of 2014

Sankara Nathan Kumar

Corrections Carried out and file Transferred to "FinalJud"

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