

ITEM NO.23                      Court 9 (Video Conferencing)                      SECTION II-C

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (CrI.) No(s). 3725/2021

(Arising out of impugned final judgment and order dated 17-04-2021 in CRLOP No. 5685/2020 passed by the High Court Of Judicature At Madras)

N.ISHWANT SINGH

Petitioner(s)

VERSUS

STATE OF TAMILNADU

Respondent(s)

(FOR ADMISSION and I.R. and IA No.61713/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 18-05-2021 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE VINEET SARAN  
          HON'BLE MR. JUSTICE B.R. GAVAI

For Petitioner(s)    Mr. Sanjay R. Hegde, Sr. Adv.  
                                  Mr. T. S. Sabarish, AOR  
                                  Mr. Vishnu Unnikrishna, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

The petitioner is aggrieved by one of the conditions imposed by the trial court while granting bail, which has been affirmed by the High Court. The conditions imposed by the trial court are extracted hereunder :-

*"Accordingly, the petitioner is released on bail on executing a bond for a sum of Rs. 25,000/- with two sureties for the like amount out of which one surety must be close relatives and the petitioner should deposit a sum of Rs. 10 Lakhs in loan account No. 6631086705 and on condition that the petitioner shall take immediate steps for*

*regularise the loan account and repay the loan amount to the defacto complainant after deducting alleged Rs. 59 Lakhs. In respect of this aspect, the petitioner shall file an affidavit within a week from the date of enlargement from the date of such affidavit and not leave the jurisdiction of this court and shall communicate the place and residence of the petitioner to the investigation officer and he shall cooperate for investigation and on further condition that he should appear before the respondent/police daily at 10.00 am for a period of 30 days."*

The learned senior counsel appearing for the petitioner submits that the first two conditions with regard to executing the Bond and furnishing security and also deposit of Rs. 10 Lakhs in the loan account, has been fulfilled by the petitioner. He is at present primarily aggrieved by the condition directing the petitioner to take immediate steps for regularising the loan account and repaying the amount of loan to the defacto complainant after deducting the alleged 59 Lakhs.

Issue notice.

In our view, the aforesaid condition, prima facie, appears to be unreasonable. Accordingly, the same is stayed.

(ASHWANI KUMAR)  
ASTT. REGISTRAR-cum-PS

(R.S. NARAYANAN)  
COURT MASTER (NSH)