



CRL OP(MD). No.16281 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08/09/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.16281 of 2023

Manikandan

... Petitioner/ Sole Accused

Vs

State represented by
The Inspector of Police,
Tirunelveli Taluk Police Station,
Tirunelveli District.
Crime No.232 of 2023.

... Respondent/Complainant

For Petitioner : M/s.T.Lenin Kumar,Advocate

For Respondent : Mr.B.Nambiselvan,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.232 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-



CRL OP(MD). No.16281 of 2023

WEB COPY

The petitioner / Sole Accused herein, who was arrested on 27.08.2023 for the alleged offence under Sections 153(a), 505(i) of IPC r/w Section 74 of the Juvenile Justice (Care and Protection of Children) Act, 2015, in Crime No.232 of 2023, on the file of the respondent police, seeks bail.

2. The case of the prosecution as per the defacto complainant is that they are watching the social media, they came across a facebook id belongs to one Manikkam, who is running an association called Thaaai Tamil Arakkattalai. He uploaded a defamatory, insulting and inciting message against a particular school boy belongs to particular community and also the message insulted the sentiments of a particular community. On that basis of the above said message, it finds that the facebook ID was created for the purpose of creating enmity between two community people, a case was registered.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent, he has not committed any offence as alleged by the prosecution. She has been falsely implicated in this case. Hence, she seeks for the relief of bail.

4. The learned Additional Public Prosecutor would submit that the petitioner is having previous cases in similar offences.

5. Considering the facts and circumstances of this case and also considering the period of incarceration, this Court is inclined to grant relief to the petitioner.



CRL OP(MD). No.16281 of 2023

WEB COPY

6. Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.3, Tirunelveli, and the petitioners shall file an undertaking affidavit before the trial Court that they will not indulge in any kind of offence in future and on further condition that the petitioner shall report before the respondent police daily at 10.30 a.m. until further orders.

sd/-
08/09/2023

TRUE COPY /

08/09/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNN

TO

- 1 THE JUDICIAL MAGISTRATE NO.3
TIRUNELVELI.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.



CRL OP(MD). No.16281 of 2023

WEB COPY

- 3 THE INSPECTOR OF POLICE
TIRUNELVELI TALUK POLICE STATION,
TIRUNELVELI DISTRICT.
- 4 THE SUPERINTENDENT,
CENTRAL PRISON, TIRUNELVELI
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.T.LENIN KUMAR, Advocate (SR-13367[I] dated 08/09/2023)

ORDER
IN
CRL OP(MD) No.16281 of 2023
Date :08/09/2023

PKP/SAR- /08.09.2023/ 4P/ 7C

Madurai Bench of Madras High Court is issuing certified
copies in this format from 17/07/2023