



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Thursday, the Thirtieth day of June Two Thousand Sixteen

PRESENT

The Hon`ble Ms.Justice V.M.VELUMANI

CRL OP(MD) No.10295 of 2016

SREENIVASAN @ AYYAPATTU

... PETITIONER/SOLE ACCUSED

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE
SRIVILLIPUTHUR TOWN POLICE STATION,
VIRUDHUNAGAR DISTRICT,
(CRIME NO.436 OF 2016)

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S R.GANDHI Advocate

For Respondent : M/S.P.KANNITHEVAN,
Government Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner is arrayed as sole accused, who was arrested and remanded to judicial custody on 09.06.2016 for the alleged offences punishable under Sections 294(b), 332 and 307 IPC, in Crime No.436 of 2016, on the file of the respondent police and hence, seeks bail.

2.The case of the prosecution is that the de facto complainant is the Village Administrative Officer, Pillayarnatham Village, Srivilliputhur Circle. On 09.06.2016 at about 11.30 a.m., when he was in office, the accused picked up a quarrel with the Deputy Tahsildar and when he questioned the same, the accused abused him in filthy language and made an attempt to stab him with knife. On complaint, case has been registered for the above said offences.

3.The case of the petitioner is that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. The petitioner is in judicial custody from 09.06.2016.

4.The learned Government Advocate (Crl. side) submitted that no one sustained injury and the petitioner is having nine previous cases. Investigation is pending.

5.Considering the facts and circumstances of the case and also considering the fact that no one sustained injury and the petitioner is in judicial custody from 09.06.2016, this Court is inclined to enlarge the petitioner on bail with certain conditions.



WEB COPY

Accordingly, the petitioner is ordered to be released on bail, subject to the following conditions:

- (i) the petitioner shall execute 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.II, Srivilliputhur;
- (ii) the petitioner shall report before the respondent police daily twice i.e., at 10.00 a.m. and 05.00 p.m. until further orders.
- (iii) the petitioner shall not tamper with evidence or witness either during investigation or trial.
- (iv) the petitioner shall not abscond either during investigation or trial.
- (v) 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]**.

6.The Inspector of Police concerned is directed to send a compliance report to the office of the learned Government Advocate, as to whether the petitioner is complying with the condition or not.

sd/-

30/06/2016

/ TRUE COPY /

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

TO

- 1.THE JUDICIAL MAGISTRATE NO.II, SRIVILLIPUTHUR
 - 2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR
 - 3.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
 - 4.THE INSPECTOR OF POLICE
SRIVILLIPUTHUR TOWN POLICE STATION, VIRUDHUNAGAR DISTRICT,
 - 5.THE SUPERINTENDENT, CENTRAL PRISON, MADURAI
- +1. CC to M/S R.GANDHI Advocate SR.No.33151
RL/7C/2P/GSV/PM/SARII/30/6/2016

ORDER

IN

CRL OP(MD) No.10295 of 2016

Date :30/06/2016