

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Tuesday, the Seventh day of August Two Thousand Eighteen

PRESENT

The Hon`ble Mr Justice R.MAHADEVAN

and

The Hon`ble Mr Justice P.D.AUDIKESSAVALU

CRIMINAL ORIGINAL PETITION No.19509 of 2018

MANOHARAN,

[PETITIONER / ACCUSED]

Vs

[RESPONDENT]

STATE REP BY
THE INSPECTOR OF POLICE,
MUTHUPETTAI POLICE STATION,
THIRUVARUR DISTRICT.
CR.NO.174 OF 2018.

For Petitioner : M/S.SWAMI SUBRAMANIAN Advocate

For Respondent : MR. C.IYYAPPARAJ, ADDL. PUBLIC PROSECUTOR

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 08.06.2018 in connection with the case in Crime No.174 of 2018 on the file of the respondent police, registered for the alleged offence under Section 380 IPC, has filed this petition seeking bail.

2.It is the case of the prosecution that as per the statement given by the priest of a temple at Muthupettai, Thiruvavarur District, the Executive Officer of the said temple lodged a complaint with regard to the theft of Thirumangalayam from the said temple on 18.05.2018 at about 9.45 am, based on which, the present case was registered and the petitioner was arrested and remanded to judicial custody on 08.06.2018.

3.The learned counsel for the petitioner submitted that based on the statement given by the priest of the said temple, the petitioner has been falsely implicated in this case. According to him, the petitioner is innocent and he has nothing to do with the alleged offence. The learned counsel further submitted that the petitioner has been in judicial custody nearly for 60 days, as on today and hence, he may be considered for grant of bail.

4. On the other hand, the learned Additional Public Prosecutor submitted that some of the accused are still in abscondence and the investigation is yet to be completed.

5. Heard both sides and perused the records.

6. Considering the facts and circumstances of the case and having regard to the submissions made by the learned counsel on either side and further taking note of the period of incarceration undergoing by the petitioner, this Court is inclined to grant bail to the petitioner, of course, subject to the following conditions:

(i) The petitioner shall execute a bond for a sum of Rs.1,00,000/- (Rupees One Lakh Only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Thiruthuraipoondi, Thiruvarur District; and

(ii) He shall report before the respondent police twice a week for a period of 30 days and thereafter, as and when required for interrogation.

7. Accordingly, this Criminal Original Petition is ordered.

-sd/-

07/08/2018

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

सत्यमेव जयते

TO

1 THE JUDICIAL MAGISTRATE,
THIRUTHURAIPOONDI, THIRUVARUR DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVARUR DISTRICT. [FOR INFORMATION]

3 THE SUPERINTENDENT,
CENTRAL PRISON, TIRUCHIRAPALLI.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

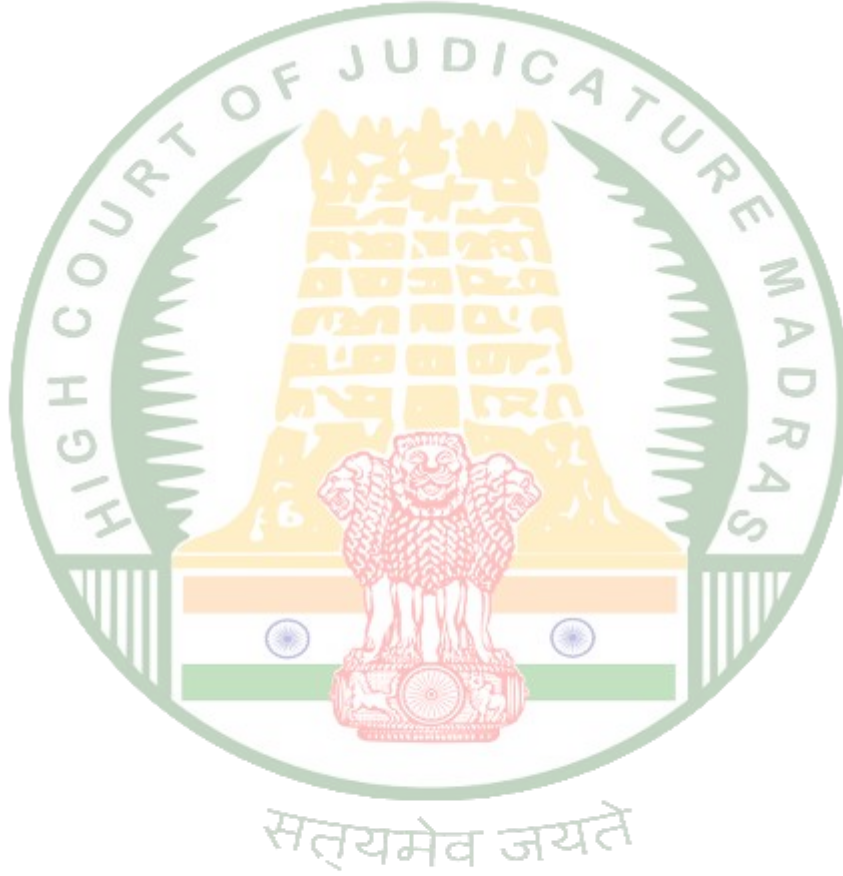
5 STATE REP BY
THE INSPECTOR OF POLICE,
MUTHUPETTAI POLICE STATION,
THIRUVARUR DISTRICT.

+1 CC to M/S.SWAMI SUBRAMANIAN Advocate on payment of necessary
charges-Sr.14666

CRL OP.19509/2018

Date :07/08/2018

ths : 09.08.2018



WEB COPY