



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

Tuesday, the Seventeenth day of April Two Thousand and Eighteen

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD) No.6155 of 2018

1 BOSE

2 RAJENDRAN

... PETITIONERS / ACCUSED No.1 & 2

Vs

THE STATE REP. BY
THE INSPECTOR OF POLICE
MUDHUKULATHUR POLICE STATION,
RAMANATHAPURAM DISTRICT.
IN CR NO. 34 OF 2018.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.S.MUNIYANDI Advocate

For Respondent : M/S. A.P.G.OHM CHAIRMA PRABHU,
Govt. Advocate (Crl. Side)

For Intervenor : Mr.K.Muthuvai Ilayaraja, Intervenor

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

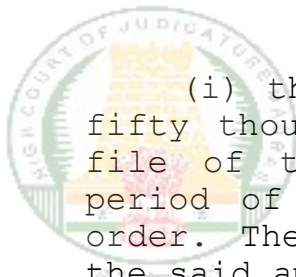
ORDER : The Court Made the following order :-

The petitioners are arrayed as Accused Nos.1 and 2. They were arrested and remanded to judicial custody on 23.03.2018 for the offences punishable under Sections 147, 148, 294(b), 341, 324 and 506(ii) I.P.C., altered into under Section 147, 148, 294(b), 341, 324, , 326, 379(NH) and 506(ii) I.P.C., and Section 3 of TNPPDL Act, in Crime No.34 of 2018, on the file of the respondent police. They seek bail.

2.The accused herein have assaulted the defacto complainant viz., Sankaran and also caused extensive damages to the vehicle of the defacto complainant, worth about Rs.50,000/-.

3.Heard the learned Government Advocate (Crl.Side).

4.Taking note of the facts and circumstances of the case, this Court is inclined to enlarge the petitioners on bail with certain conditions. Accordingly, the petitioners are ordered to be released on bail, subject to the following conditions;



(i) the petitioners shall deposit a sum of Rs.50,000/- (Rupees fifty thousand only) to the credit of Crime No.34 of 2018 on the file of the learned Judicial Magistrate, Mudhukulathur within a period of two weeks from the date of receipt of a copy of this order. Thereafter, the defacto complainant is entitled to withdraw the said amount.

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(ii) if the petitioners are not deposit the said amount within a stipulated period as mentioned above, the bail granted in favour of the petitioners shall stand automatically cancelled and the respondent shall commit the petitioners to custody again.

(iii) the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Mudhukulathur.

(iv) the petitioners are directed to appear before the respondent police as and when required for interrogation.

(v) on breach of any of the aforesaid conditions, the Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the 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].

sd/-

17/04/2018

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

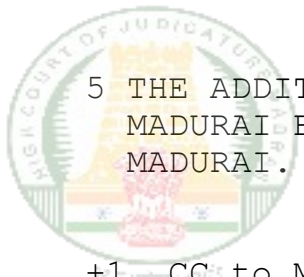
TO

1 THE JUDICIAL MAGISTRATE,
MUDHUKULATHUR,
RAMANATHAPURAM DISTRICT.

2 DO THOUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.

3 THE OFFICER IN CHARGE,
SUB PRISON,
MUDHUKULATHUR,
RAMANATHAPURAM DISTRICT.

<https://hcservices.ecourts.gov.in/hcservices/>
4 THE INSPECTOR OF POLICE
MUDHUKULATHUR POLICE STATION,
RAMANATHAPURAM DISTRICT.



5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to M/S.S.MUNIYANDI Advocate SR.No.6298.

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+1. C.C. to M/S.K.MUTHUVAI ILAYARAJA, Advocate, SR.No.6307.

ORDER

IN

CRL OP (MD) No.6155 of 2018

Date :17/04/2018

SDS/CM/ASVM/17.04.2018/3P/8C