



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

Thursday, the Twelfth day of April Two Thousand Eighteen

PRESENT

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

CRL OP(MD) No.5856 of 2018

THILLAI NADARAJAN @ DEEPAK

... PETITIONER/ACCUSED NO.3

Vs

STATE THROUGH
THE INSPECTOR OF POLICE
VANNIYAMPATTI POLICE STATION
VIRUDHUNAGAR DISTRICT
CRIME NO.29 OF 2018

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.M.JOTHIBASU Advocate

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

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

ORDER : The Court Made the following order :-

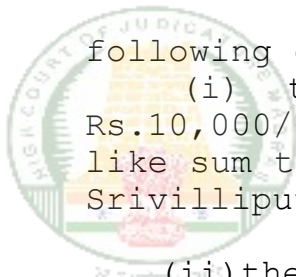
The petitioner is arrayed as accused No.3. He was arrested and remanded to judicial custody on 03.03.2018 for the offences punishable under Sections 302 @ 302, 147, 201, 294(b) and 120 (b) I.P.C., in Crime No.29 of 2018 on the file of the respondent police. He seeks bail.

2.The petitioner is said to have caught hold the legs of the deceased while the other accused killed.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, he has not committed any offence as alleged by the prosecution and prays for bail in favour of the petitioner.

4.The learned Government Advocate(Criminal Side) submitted that there are totally six accused in this case and all the accused have been arrested. The investigation is substantially over. The petitioner has only one previous case under Section 379 IPC.

5.Taking note of all these aspects, this Court is inclined to enlarge the petitioner on bail with certain conditions. 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 Judicial Magistrate Court No.II, Srivilliputtur.

(ii) the petitioner is directed to appear before the respondent police as and when required for interrogation.

(iii) on breach of any of the aforesaid conditions, the 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 Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)**

sd/-

12/04/2018

/ 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 THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 3 THE INSPECTOR OF POLICE,
VANNIYAMPATTI POLICE STATION, VIRUDHUNAGAR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 5 THE SUPERINTENDENT, CENTRAL PRISON, MADURAI.

+1. CC to M/S.M.JOTHIBASU Advocate SR.No.6029

CP

SDS/CM-VR/VK/12.04.2018 :2P/7C

ORDER
IN
CRL OP(MD) No.5856 of 2018
Date :12/04/2018