



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

Tuesday, the Seventeenth day of April Two Thousand Eighteen

PRESENT

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

CRL OP(MD) No.6067 of 2018

THIYAGARAJAN,

... PETITIONER / ACCUSED NO.2

Vs

STATE: REPRESENTED BY
THE INSEPCTOR OF POLICE
VIGILANCE & ANTI CORRUPTION WING,
VIRUDHUNAGAR,
(CRIME NO.6/2018)

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.G.MARIAPPAN Advocate

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

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

ORDER : The Court Made the following order :-

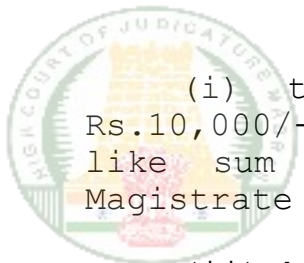
The petitioner is arrayed as Accused No.2. He was arrested and remanded to judicial custody on 02.04.2018 for the offences punishable under Sections 7 and 13(2) r/w 13(1)(d) of Prevention of Corruption Act, 1988, in Crime No.6 of 2018 on the file of the respondent police. He seeks bail.

2.It is a case of bribe. The petitioner, who is arrayed as A2, was got red handed in this case.

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 investigation is substantially over.

5. Taking note of the above said facts and circumstances and also the fact that the incarceration of the petitioner is not going to serve any purpose, 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 learned Chief Judicial Magistrate Virudhunagar District, Srivilliputhur.

(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) AIR SCW 5560]**.

sd/-

17/04/2018

/ TRUE COPY /

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

TO

- 1 THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR
- 2 THE INSEPCTOR OF POLICE
VIGILANCE & ANTI CORRUPTION WING,
VIRUDHUNAGAR.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE OFFICER INCHARGE, SUB JAIL, VIRUDHUNAGAR

+1. CC to M/S.G.MARIAPPAN Advocate SR.No.6337

MSA

GJM/CM/ASVM/17.4.18-2P-6C

ORDER

IN

CRL OP(MD) No.6067 of 2018

Date :17/04/2018 (2/2)