



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

Thursday, the Twenty Sixth day of April Two Thousand Eighteen

PRESENT

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

CRL OP (MD) No.6965 of 2018

1 PRABHAKARAN
2 ARI RAM SAIT

... PETITIONER/ACCUSED Nos.2 & 6

Vs

STATE REP.BY,
THE INSPECTOR OF POLICE,
VEERAVANALLUR POLICE STATION,
TIRUNELVELI DISTRICT.
IN CR NO.247 OF 2014

... RESPONDENT/COMPLAINANT

For Petitioners : M/S.J.ASHOK, Advocate

For Respondent : M/S.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 petitioners are in judicial custody since 16.04.2018 in Crime No.247 of 2014 for the offences under Section 447 of I.P.C and Section 3 of TNPPDL Act on the file of the respondent Police. They have been shown as Accused Nos.2 and 6.

2.Heard the learned counsel for the petitioners and the learned Government Advocate (Crl Side) appearing for the respondent.

3.The learned Government Advocate (Crl Side) appearing for the respondent submitted that a number of banana trees were cut down in rioting.

4.The petitioners are directed to deposit a sum of Rs.15,000/- each to the *de facto* complainant to the credit of in Crime No.247 of 2014, before the learned Judicial Magistrate, Cheranmahadevi . It is open to the *de facto* complainant to withdraw the same.

5.Subject to this condition, this Court is inclined to grant bail with certain condition. Accordingly, the petitioners are



ordered to be released on bail, subject to the following conditions;

(i) 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, Cheranmahadevi.

(ii) the petitioners are 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 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/-
26/04/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE, CHERANMAHADEVI, TIRUNELVELI DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.
- 3 THE INSPECTOR OF POLICE,
VEERAVANALLUR POLICE STATION, TIRUNELVELI DISTRICT.
- 4 THE SUPERINTENDENT, CENTRAL PRISON, PALAYAMKOTTAI
- 5 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.J.ASHOK, Advocate SR.No.7387

ORDER
IN
CRL OP(MD) No.6965 of 2018
Date : 26/04/2018

PK/PMI/GSR/27.04.2018 : 2P/7C