



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

Saturday, the Twenty Eighth day of April Two Thousand and Eighteen

PRESENT

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

CRL OP (MD) No.7276 of 2018

THANGARAJ

... PETITIONER /1st ACCUSED

Vs

THE STATE REP. BY  
THE INSPECTOR OF POLICE,  
PANAGUDI POLICE STATION,  
TUTICORIN DISTRICT.  
CRIME NO.120/2008.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.K.HEMAKARTHIKEYAN Advocate

For Respondent : M/S. 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 facing trial in S.C.No.165 of 2016 on the file of the learned Assistant Sessions Judge, Valliyoor. The petitioner was absent for one hearing leading to issuance of Non Bailable Warrant.

3.The learned counsel appearing for the petitioner undertakes that the petitioner will promptly attend all the future hearings for condone his absence by filing application under Section 317 Cr.P.C. Even if he is absent on one hearing and no application is filed for condoning his absence, this order granting bail stand cancelled.

4.Recording the submission, 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 Assistant Sessions Judge, Valliyoor.



(ii) 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/-  
28/04/2018

/ TRUE COPY /

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

TO

- 1 THE ASSISTANT SESSIONS JUDGE,  
VALLIYOOR.  
TUTICORIN DISTRICT.
- 2 THE SUPERINTENDENT,  
CENTRAL JAIL,  
PALAYAMKOTTAI.
- 3 THE INSPECTOR OF POLICE,  
PANAGUDI POLICE STATION,  
TUTICORIN DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

+1. CC to M/S.K.HEMAKARTHIKEYAN Advocate SR.No.7646.

ORDER  
IN  
CRL OP(MD) No.7276 of 2018  
Date :28/04/2018

SDS/CM:VR/VK/28.04.2018/2P/6C