



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

Thursday, the Fourteenth day of June Two Thousand Eighteen

PRESENT

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

CRL OP(MD) No.9684 of 2018

1 VIJAYAKUMAR

2 SASI @ SASIKUMAR

... PETITIONERS/ACCUSED NO.1 & 2

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
KALIYAKKAVILAI POLICE STATION,
KANYAKUMARI DISTRICT.
CR.NO.111/2018

... RESPONDENT / COMPLAINANT

For Petitioners : M/S.R.MANIMARAN 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 :-

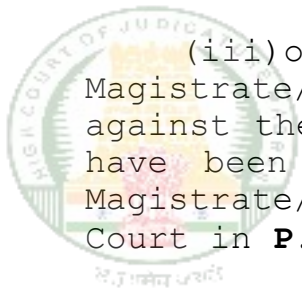
The petitioners are arrayed as Accused No.1 & 2. They were arrested and remanded to judicial custody on 01.06.2018 for the offences punishable under Section 379 of I.P.C. And Section 21(1) of Mines and Minerals (Development & Regulation) Act, in Crime No. 111 of 2018, on the file of the respondent police. He seeks bail.

2.The property in question has been recovered. The petitioners are not having any previous cases.

3.Taking note of the facts and circumstances of the case, this Court is inclined to grant bail to the petitioners with certain conditions. 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 No.1, Kuzhithurai, Kanyakumari District.

(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]**.

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sd/-
14/06/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.I, KUZHITHURAI
KANYAKUMARI DISTRICT.
- 2 THE CHIEF JUDICIAL MAGISTRATE
KANYAKUMARI DISTRICT AT NAGERCOIL
- 3 THE INSPECTOR OF POLICE
KALIYAKKAVILAI POLICE STATION,
KANYAKUMARI
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 5 THE OFFICER INCHARGE, SUB JAIL, KUZHITHURAI

+1. CC to M/S.R.MANIMARAN Advocate SR.No.10488

GJM/PN/VK/14.6.18-2P-7C

ORDER
IN
CRL OP(MD) No.9684 of 2018
Date :14/06/2018