



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

Monday, the Eighteenth day of June Two Thousand Eighteen

PRESENT

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

CRL OP (MD) No.9783 of 2018

1 P.RAJESH KUMAR
2 BALAMURUGAN

... PETITIONERS/ACCUSED No.1 & 2

Vs

STATE REP.BY,
THE INSPECTOR OF POLICE
NADUCAVERY POLICE STATION,
THANJAVUR DISTRICT.
IN CRIME NO.99 of 2018

... RESPONDENT/COMPLAINANT

For Petitioners : MR.G.KARNAN, Advocate

For Respondent : MR.A.ROBINSON, Government Advocate (Crl.Side)

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

ORDER : The Court Made the following order :-

The petitioners were arrested and remanded to judicial custody on 29.05.2018 for the offences punishable under Sections 379 of IPC and 21 of Mines and Minerals Act in Crime No.99 of 2018, on the file of the respondent police. They seek bail.

2.The petitioners are in custody since 29.05.2018 for the offence under Sections 379 of IPC and 21 of Mines and Minerals Act. It is seen that the petitioners are not having any previous case.

3. Taking note of the facts and circumstances of this case, this Court 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) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Thiruvaiyaru.



(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/-
18/06/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE,
THIRUVAIYARU, THANJAVUR DISTRICT
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM
- 3 THE INSPECTOR OF POLICE
NADUCAVERY POLICE STATION, THANJAVUR
- 4 THE SUPERINTENDENT, CENTRAL PRISON, TRICHY
- 5 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to MR.G.KARNAN Advocate SR.No.10633

ORDER
IN
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Date :18/06/2018

PK/PN/ASVM/18.06.2018 : 2P/7C