



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

Thursday, the First day of November Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) No.18965 of 2018

S.ARUMUGAM

... PETITIONER / 2nd ACCUSED

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
NANGUNERI POLICE STATION,
TIRUNELVELI DISTRICT.
(CRIME.NO.285/2018)

... RESPONDENT / COMPLAINANT

For Petitioner : Mr.G.THALAIMUTHARASU Advocate

For Respondent : Mr.V.NEELAKANDAN, Additional Public Prosecutor

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

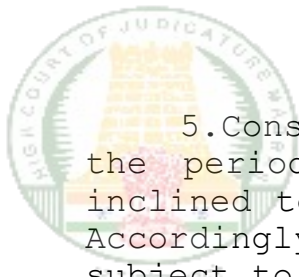
ORDER : The Court Made the following order :-

The petitioner is in judicial custody since 24.09.2018 for the offences punishable under Sections 341, 294(b), 324, 307, 506(ii) I.P.C and Section 5 of TNPPDL Act, in Crime No.285 of 2018, on the file of the respondent police. He seeks bail.

2.The case of the prosecution is that on 23.09.2018, the petitioner herein joined hands with other accused, waylaid the Government Bus and pelted stones and thereby, caused damages to the wind-shield of the bus and also caused injuries to the passengers. Hence, the case has been registered.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent. He did not commit any offence as alleged by the prosecution. He has been falsely implicated in this case. He is in incarceration from 24.09.2018 onwards. Hence, he prays for grant of bail.

4.The learned Additional Public Prosecutor appearing for the respondent police submits that the petitioner is having five previous cases. Further, he submits that the petitioner along with others have damaged the Government Bus, worth about Rs.15,000/- and the investigation is pending.



5.Considering the facts and circumstances and also considering the period of incarceration of the petitioner, 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 deposit a sum of Rs.50,000/- (Rupees fifty thousand only) to the credit of Crime No.285 of 2018 on the file of the learned Judicial Magistrate, Nanguneri.

(ii) on such deposit, 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 Judicial Magistrate, Nanguneri.

(iii) the petitioner shall appear before the respondent police daily at 10.30 a.m until further orders.

sd/-
01/11/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE, NANGUNERI.
- 2 THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI.
- 3 THE INSPECTOR OF POLICE,
NANGUNERI 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.G.THALAIMUTHARASU Advocate SR.No.20957

PS/CVR-MMS/SAR-1/01/11/2018/2P/7C

ORDER
IN
CRL OP(MD) No.18965 of 2018
Date :01/11/2018