



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

Monday, the Twenty Seventh day of August Two Thousand Eighteen

PRESENT

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

CRL OP(MD) No.15148 of 2018

1 RAMESH
2 RAJESH

... PETITIONERS / ACCUSED NO.2 & 3

Vs

STATE REP.BY
THE INSPECTOR OF POLICE,
VALANDUR POLICE STATION,
MADURAI DISTRICT.
IN CRIME NO.87/2018

... RESPONDENT / COMPLAINANT

For Petitioners: Mr.K.SIVABALAN 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 petitioners are in judicial custody since 02.08.2018 for the offences punishable under Sections 147, 148, 342, 294(b), 323, 324 and 307 I.P.C in Crime No.87 of 2018 on the file of the respondent police. They seek bail.

2.The case of the prosecution is that due to wordy quarrel between the petitioners and the defacto complainant with regard to drawing the water from the public tap, the petitioners and other accused in this case had assaulted the defacto complainant. Thereby, the defacto complainant sustained injuries. Hence, the case has been registered.

3.The learned counsel for the petitioners would submit that the petitioners are innocents. They did not commit any offence as alleged by the prosecution. The co-accused already released on bail by the Court below. He further submitted that the petitioners are in incarceration from 02.08.2018 onwards. Hence, he prays for grant of bail to the petitioners.

4.The learned Additional Public Prosecutor appearing for the respondent submitted that there are totally 10 accused in this case. The petitioners herein are arraigned as Accused Nos. 2 and 3. He further submitted that the injured has been discharged from the hospital.



5.Considering the above facts and circumstances and also considering the period of incarceration of the petitioners, this Court is inclined to grant bail to the petitioners. 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.II, Usilampatti.

(ii)the petitioners shall appear before the respondent police daily at 10.30 a.m for a period of two weeks and thereafter, as and when required for interrogation.

sd/-

27/08/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE NO.II, USILAMPATTI.
 2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
 3. THE SUPERINTENDENT,CENTRAL PRISON, MADURAI.
 4. THE INSPECTOR OF POLICE,
VALANDUR POLICE STATION, MADURAI DISTRICT.
 5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to Mr.K.SIVABALAN Advocate SR.No.16149

ORDER

IN

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Date :27/08/2018

MS/PN/SAR-2/27.08.2018/2P.7C