



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

Friday, the Thirty First day of August Two Thousand Eighteen

WEB COPY

PRESENT

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

CRL OP (MD) No.15552 of 2018

ASEER NESA RAJ

... PETITIONER /1st ACCUSED

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
COLACHEL POLICE STATION,
KANYAKUMARI DISTRICT.
CRIME NO.311/2015

... RESPONDENT / COMPLAINANT

For Petitioner : Mr.K.P.NARAYANAKUMAR Advocate

For Respondent : Mr.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 in judicial custody since 06.01.2018 for the offences punishable under Sections 294(b), 307, 452, 323, 506(ii) I.P.C. and Section 3(i) of TNPPDL Act r/w Section 4 of TNPWH Act in Crime No.311 of 2015 on the file of the respondent Police. He seeks bail.

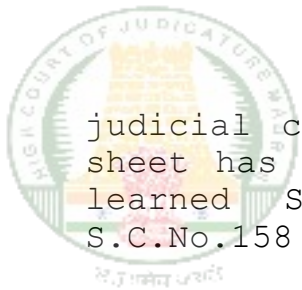
2.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. side) appearing for the respondent.

3.The case of the prosecution is that on 28.07.2015 at about 08.00 p.m., the petitioner along with the other accused trespassed into the de facto complainant's house, abused and threatened her with dire consequences and also damaged the household articles of the de facto complainant. Hence the complaint.

4.The learned Government Advocate (Crl. side) appearing for the respondent would submit that the petitioner is a reported rowdy and he is having 24 previous cases to his credit. Therefore, he opposes the grant of bail to the petitioner.

<https://hcservices.ecourts.gov.in/hcservices/>

5.It is seen that the petitioner was arrested and remanded to



judicial custody on 06.01.2018 and in the present case, a charge sheet has also been laid and the same was taken cognizance by the learned Sessions Judge, Kanyakumari, Nagercoil District, in S.C.No.158 of 2018.

6. Considering the above facts and circumstances and also considering the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner. 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 blood related sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Eraniel.

(ii) the petitioner shall appear before the learned Judicial Magistrate, Eraniel, daily at 10.30 a.m. until further orders;

sd/-
31/08/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE,
ERANIEL.
- 2 THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI AT NAGERCOIL.
- 3 THE INSPECTOR OF POLICE
COLACHEL POLICE STATION,
KANYAKUMARI DISTRICT.
- 4 THE SUPERINTENDENT,
CENTRAL JAIL,
PALAYAMKOTTAI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.K.P.NARAYANAKUMAR Advocate SR.No.16629
PS/PN/SAR-4:2P/7C:31/08/2018

ORDER
IN
CRL OP(MD) No.15552 of 2018
Date :31/08/2018