



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/09/2019

WEB COPY

PRESENT

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

CRL OP (MD) . No.13312 of 2019

Dinakaran,

... Petitioner/Accused No.3

Vs

The State Rep. by
The Inspector of Police,
Kottar Police Station, Nagercoil,
Kanyakumari District
(Crime No.304 of 2019).

... Respondent/Complainant

For Petitioner : M/s. B.Micheal Sebastin,
Advocate.

For Respondent : A.P.G.Ohm Chairma Prabhu,
Government Advocate (Crl.Side)

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

PRAYER :-

for Bail in Crime No.304 of 2019 on the file of the respondent police

ORDER : The Court made the following order :-

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

2. The petitioner is in custody since 18.08.2019, for the offences punishable under sections 489(b), 489(C) and 489 (D) of I.P.C., in Crime No.304 of 2019, on the file of the respondent police. Hence, he seeks bail.

3.The role of the petitioner came to light only from the confession of the co-accused.

4.The learned Government Advocate (Crl. Side) submitted that the petitioner is not having any previous case.



5. Recording the same, I am 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 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 Principal Sessions Judge, Kanyakumari District at Nagercoil.

(ii) the petitioner is directed to appear before the respondent police as and when required for the interrogation.

(iii) on breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned 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/-
24/09/2019

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

TO

1. Principal Sessions Judge,
Kanyakumari District at Nagercoil.
2. The Officer Incharge, District Jail, Nagercoil.
3. The Inspector of Police,
Kottar Police Station, Nagercoil,
Kanyakumari District
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1CC TO B.Micheal Sebastin, Advocate Sr. No. 16219

ORDER IN
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TR/PN/SAR-IV (24.09.2019) 2P 6C