

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 27.07.2020

CORAM :

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.7460 of 2020

1.Mekala Venkateswararao ... Petitioners
2.Nakka Tarun Kumar

Vs.

State rep. by its Respondent
The Inspector of Police,
Tambaram Police Station,
Chengalpattu District.
(Cr.No.127 of 2020)

PRAYER: Criminal Original Petition is filed under Section 439 of Criminal Procedure Code to enlarge the petitioners on bail pending investigation in Crime No.127 of 2020 on the file of the respondent police.

For Petitioners : Mr.Swamy Subramanian

For Respondent : Mr.Shunmugarajeswaran
Government Advocate (Crl. Side)

ORDER

(The case has been heard through video conference)

When the matter is taken up for hearing, the learned Government Advocate (Crl.Side) submitted that the petitioners were already granted interim bail by this Court by order dated 07.05.2020 for a period of eight weeks. He would further submit that the petitioner are residents of Akividu, West Godawari, Andhra Pradesh, and they are ready to abide by any stringent conditions;

2. Taking into consideration the facts of the case and the submissions made by the learned counsels, the interim bail already granted by this Court on 07.05.2020 is made absolute, on following conditions:

(a) the petitioners shall surrender and execute one local surety and one ordinary surety for a sum of Rs.10,000/- (Rupees ten thousand only) each, before the learned **Judicial Magistrate No.I, Tambaram, within 15 days from the date of lifting of the lockdown or the commencement of the Court's normal functioning whichever is earlier**, failing which the bail granted by this Court shall stand

(b) the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(c) **the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of one week and thereafter every Monday at 10.30 a.m., until further orders.**

(d) the petitioners shall not commit any offences of similar nature;

(e) the petitioners shall not abscond either during investigation or trial;

(f) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(g) on breach of any of the aforesaid conditions, the learned Judicial 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 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];

(h) if the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

3. With the above directions, this Criminal Original Petition is ordered.

-sd/-

27/07/2020

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE PRINCIPAL SESSIONS JUDGE,
KANCHEEPURAM DISTRICT, CHENGALPATTU.

2 THE JUDICIAL MAGISTRATE NO.1,
TAMBARAM.

3 THE CHIEF JUDICIAL MAGISTRATE
CHENGALPATTU. [FOR INFORMATION]

4 THE INSPECTOR OF POLICE
TAMBARAM POLICE STATION,
CHENGALPATTU DISTRICT.

5 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

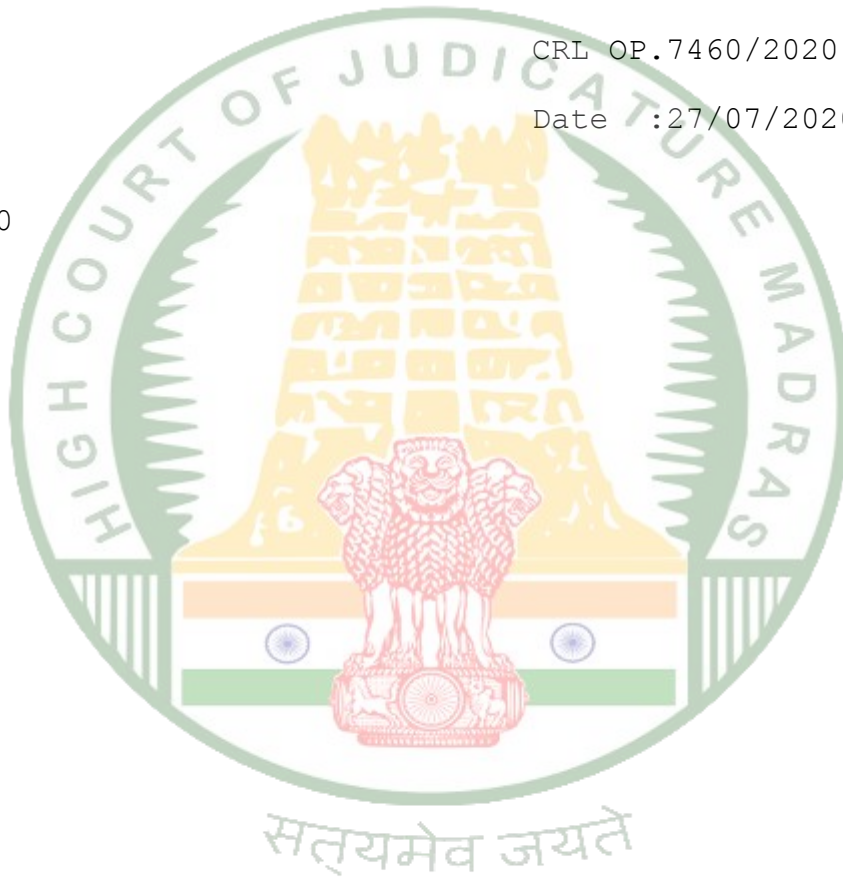
6 THE SUPERINTENDENT,
CENTRAL PRISON, PUZHAL.

CC to M/S. SWAMISUBRAMANIAN Advocate on payment of necessary
charges

CRL OP.7460/2020

Date :27/07/2020

TA-08/09/2020



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