

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 22.09.2020

CORAM :

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

CrI.O.P.No.7464 of 2020

1.Manivel S/o.Samaravel @ Muttu

2.M.Chinnasamy S/o.Marimuthu

... Petitioners

Vs.

The State Represented by
The Inspector of Police
Central Crime Branch
Salem.

(Crime No.6 of 2020)

... Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Criminal Procedure Code to enlarge the petitioners on bail in Crime No.6 of 2020 pending investigation on the file of the Inspector of Police, Central Crime Branch, Salem.

For Petitioners : Mr.S.Sureshkumar

For Respondent : Ms.S.Thankira
Government Advocate (CrI. Side)

O R D E R

(The case has been heard through video conference)

When the matter was taken up for hearing today, the learned Counsel for the petitioners would submit that the petitioners were granted interim bail by this Court on 07.05.2020. He would further submit that the 1st petitioner Manivel has complied with the orders of this Court and since the second petitioner M.Chinnasamy did not comply with the order of this Court, he was secured by the respondent police and he has been in judicial custody.

2. Heard the learned Government Advocate (CrI. Side) appearing for the respondent police.

3. In view the above submission that the second petitioner has been secured by the respondent police, this Criminal Original Petition stands closed as infructuous insofar as the second petitioner is concerned.

4. Taking into consideration that the 1st petitioner has complied with the order of this Court dated 07.05.2020, the interim bail

granted to the 1st petitioner Manivel in CrI.O.P.No.7464 of 2020 dated 07.05.2020 is made absolute subject to the following conditions;

(a) Accordingly, the 1st petitioner is directed to 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 -V, Salem, within a period of two weeks from the date of commencement of the Court's normal functioning, failing which the interim bail granted by this Court shall stand dismissed automatically;

(c) 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;

(d) the 1st petitioner shall report before the respondent police daily at 10.30 a.m. until further orders.

(e) the petitioner shall not commit any offences of similar nature;

(f) the petitioner shall not abscond either during investigation or trial;

(g) the petitioner shall not tamper with evidence or witness either during investigation or trial;

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

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

-sd/-

22/09/2020

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 JUDICIAL MAGISTRATE,
NO.V, SALEM.

2 THE CHIEF JUDICIAL MAGISTRATE
SALEM. [FOR INFORMATION]

3 THE PRINCIPAL SESSIONS JUDGE,
SALEM.

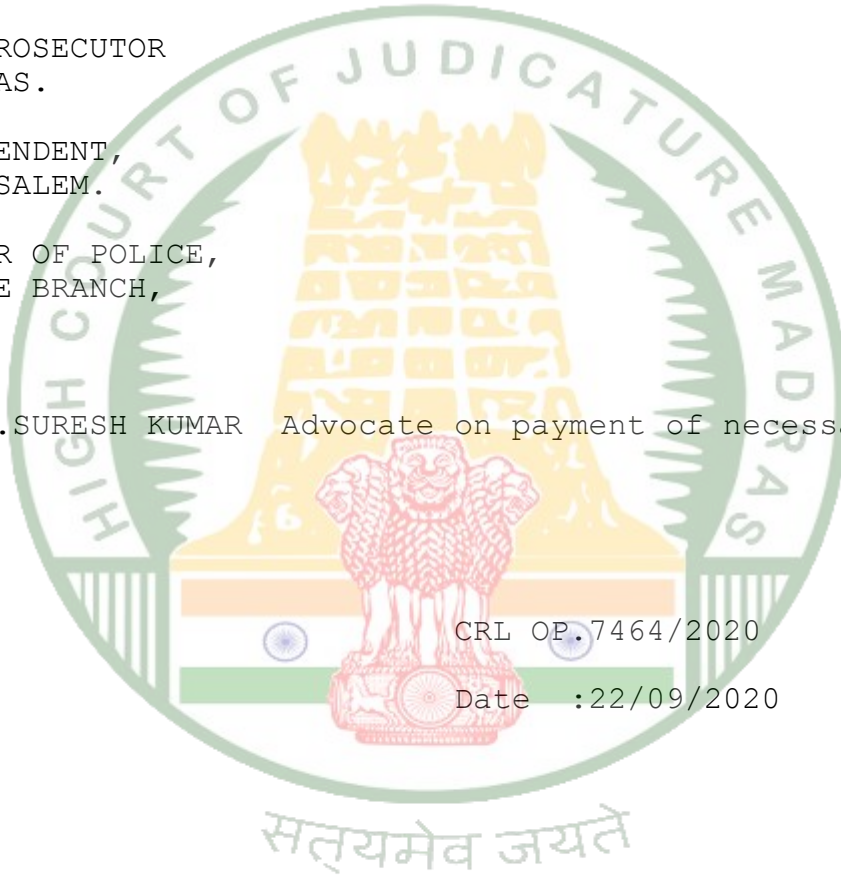
4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE SUPERINTENDENT,
CENTRAL PRISON, SALEM.

6 THE INSPECTOR OF POLICE,
CENTRAL CRIME BRANCH,
SALEM.

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

RD 24/09/2020



CRL OP.7464/2020

Date :22/09/2020

WEB COPY