



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

Date : 10/01/2020

PRESENT

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

CRL OP(MD). No.505 of 2020

SUNDARAMOORTHY

... PETITIONER/4th ACCUSED

VS

STATE REP. BY
THE SUB INSPECTOR OF POLICE,
TOWN POLICE STATION,
SIVAKASI,
VIRUDHUNAGAR DISTRICT,
CRIME NO.670 OF 2019.

... RESPONDENT/COMPLAINANT

For Petitioner : M/s.S.Selvakumar,
Advocate.

For Respondent : Mrs.M.Ananthadevi,
Government Advocate (Crl.Side)

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

PRAYER :-

for Bail Crime No.670 of 2019 on the file of the Respondent Police

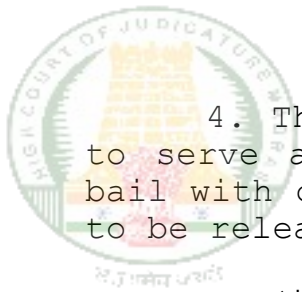
ORDER : The Court made the following order :-

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 29.10.2019, for the offences under Section 174 of Cr.P.C. @ into Sections 302 and 120(b) of I.P.C., in Crime No.670 of 2019, on the file of the respondent police. Hence, he seeks bail.

3. Even according to the prosecution, the petitioner is only the party to conspiracy. The petitioner is having one previous case and that is under Section 506(ii) of I.P.C. Investigation appears to be

<https://hcmstcports.gov.in/hcserver>.



4. The continued incarceration of the petitioner is not going to serve any purpose, 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 Judicial Magistrate No.I, Sivakasi.

(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/-
10/01/2020

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/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE JUDICIAL MAGISTRATE NO.I,
SIVAKASI.
- 2 DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR AT SRIVILLIPUTHUR.
- 3 THE SUB INSPECTOR OF POLICE
TOWN POLICE STATION,
SIVAKASI, VIRUDHUNAGAR DISTRICT.
- 4 THE SUPERINTENDENT,
CENTRAL PRISON, MADURAI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.SELVA KUMAR, Advocate (SR-670[I] dated 10/01/2020)

ORDER
IN
CRL OP(MD) No.505 of 2020
Date :10/01/2020

IAS
JM/PN/SAR 4/10.01.2020/2P/7C

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