



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

Date : 20/01/2020

PRESENT

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

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CRL OP(MD). No.603 of 2020

Black Jaguvar @ Jacob,

... Petitioner/Accused No.15

Vs

State Rep.by  
The Inspector of Police,  
Central Police Station,  
Thoothukudi.  
Crime No.350/2019.

... Respondent/Complainant

For Petitioner : M/s.K.Sivabalan,  
Advocate.

For Respondent : Mr.A.Robinson,  
Government Advocate (Crl.Side)

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

PRAYER :-

For Bail in Crime No. 350/2019 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 21.11.2019, for the offences under Section 147, 148, 449, 294(b), 302 and 506(ii) of I.P.C. r/w. Section 109, 114 and 120(b) of I.P.C., in Crime No.350 of 2019, on the file of the respondent police. Hence, he seeks bail.

3. The learned Government Advocate (Crl. Side) points out that the petitioner is having bad antecedents.

4. The petitioner however has only a part in the conspiracy and that he had not played any physical part in the crime.



5. Taking note of all these aspects, 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;

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(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.II, Thoothukudi.

(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/-  
20/01/2020

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.II, THOOTHUKUDI
- 2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,  
TUTICORIN DISTRICT.
- 3 THE SUPERINTENDENT,  
CENTRAL PRISON, PALAYAMKOTTAI.
- 4 THE INSPECTOR OF POLICE  
CENTRAL POLICE STATION, THOOTHUKUDI.
5. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.K.SIVABALAN, Advocate ( SR-950[I] dated 20/01/2020 )

ORDER IN  
CRL OP(MD) No.603 of 2020  
Date :20/01/2020

IAS

<https://hsrvtce.org.in/hsrvtce/1.2020/2P/7C>