



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

Date : 27/01/2020

PRESENT

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

CRL OP(MD). No.1266 of 2020

Vijayakumar

... Petitioner/Accused No.2

Vs

The State rep.by
The Inspector of Police,
All Women Police Station,
Srivaikundam,
Thoothukudi District
Crime No.12/2019.

... Respondent/Complainant

For Petitioner : M/s.S.Muthumalairaja,
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. 12 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 11.11.2019 for the offences punishable under sections 376 and 506(i) of I.P.C., in Crime No.12 of 2019 on the file of the respondent police. He seeks bail.

3. The learned counsel appearing for the petitioner points out that the main accused has since been granted bail.

4. Investigation appears to be substantially over. Hence, bail is granted. However, taking note of the fact that this is a crime making young woman, the respondent is directed to file a final report at the earliest.



5. 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 learned Judicial Magistrate, Srivaikundam, Thoothukudi District.

(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/-
27/01/2020

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

TO

1.THE JUDICIAL MAGISTRATE,
SRIVAIAKUNDAM, THOOTHUKUDI DISTRICT.

2.THE CHIEF JUDICIAL MAGISTRATE, THOTHUKUDI DISTRICT.

3.THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
SRIVAIAKUNDAM, THOOTHUKUDI DISTRICT.

4.THE OFFICER INCHARGE,
PERURANI JAIL, THOOTHUKUDI DISTRICT.

5.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.S.MUTHUMALAIRAJA Advocate SR.No.1503

ORDER
IN
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RMI

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