



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 27/01/2020

WEB COPY

PRESENT

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

CRL OP(MD) . No.1237 of 2020

RAMKUMAR BABU

... PETITIONER/ACCUSED NO.2

VS

STATE REP. BY  
THE INSPECTOR OF POLICE,  
VIGILANCE AND ANTI CORRUPTION WING,  
IN CRIME NO.01/2020,  
RAMANATHAPURAM DISTRICT.

... RESPONDENT/COMPLAINANT

For Petitioner : M/s. M. Subash Babu,  
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. 01/2020 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 03.01.2020 for the offence punishable under section 7(a) of the Prevention of Corruption (Amendment) Act, 2018, in Crime No.01 of 2020 on the file of the respondent police. He seeks bail.

3.The petitioner along with the first accused is said to have made demand for illegal gratification. The petitioner was also caught red handed in the raid by the second respondent herein. The petitioner has since been suspended.

4.I am of the view that the continued incarceration of the  
<https://hccservices.courts.gov.in/hccservices/> is not going to serve any purpose.



5. Taking note of the facts and circumstances of this case, 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 Assistant Sessions Judge/Chief Judicial Magistrate, Ramanathapuram.

(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

/ TRUE COPY /

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

TO

- 1 THE ASSISTANT SESSIONS JUDGE/  
CHIEF JUDICIAL MAGISTRATE, RAMANATHAPURAM.
- 2 THE INSPECTOR OF POLICE  
VIGILANCE AND ANTI CORRUPTION WING,  
RAMANATHAPURAM DISTRICT.
- 3 THE OFFICER INCHARGE,  
SUB JAIL, RAMANATHAPURAM.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.SUBASH BABU, Advocate ( SR-1493[I] dated 27/01/2020 )

ORDER  
IN  
CRL OP(MD) No.1237 of 2020  
Date :27/01/2020

RMI  
JM/PN/SAR 4/27.01.2020/2P/6C