



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/02/2020

WEB COPY

PRESENT

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

CRL OP(MD) . No.1850 of 2020

Sathish Kumar @ Sathish

... Petitioner/Accused

Vs

State Rep.by
The Inspector of Police,
Kabisthalam Police Station,
Kabisthalam, Thanjavur District.
Crime No.18/2020.

... Respondent/Complainant

For Petitioner : M/s.G.Gomathi Sankar,
Advocate.

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

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

PRAYER :-

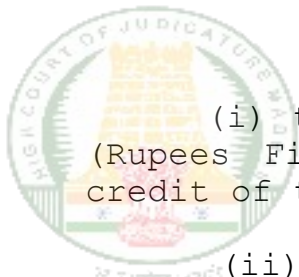
for bail in Crime No. 18 of 2020 on the file of the respondent police.

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 26.01.2020 for the offences under Section 379 of I.P.C. r/w. Section 21(4) of Section Mines and Minerals (Development and Regulation) Act, 1957, in Crime NO.18 of 2020 on the file of the respondent police. Hence he seeks bail.

3. 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 undertakes to deposit a sum of Rs.15,000/- (Rupees Fifteen Thousand only) as non refundable deposit to the credit of the concerned District Mineral Foundation Trust.

(ii) 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 District Munsif Cum Judicial Magistrate, Papanasam, Thanjavur District.

(iii) the petitioner is directed to appear before the respondent police as and when required for the interrogation.

(iv) 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/-
04/02/2020

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

TO

1. THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
PAPANASAM, THANJAVUR DISTRICT.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.
3. THE OFFICER INCHARGE, SUB JAIL, PAPANASAM,
THANJAVUR DISTRICT.
4. THE INSPECTOR OF POLICE, KABISTHALAM POLICE STATION,
KABISTHALAM, THANJAVUR DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO:

THE OFFICER INCHARGE,
DISTRICT MINERAL FOUNDATION TRUST,
THANJAVUR DISTRICT.

+1 CC to M/s.G.GOMATHI SANKAR, Advocate (SR-2183[I] dated 04/02/2020

ORDER IN
CRL OP(MD) No.1850 of 2020
Date :04/02/2020

MS/VR/SAR-1/04.02.2020/2P.8C

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