



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

Date : 14/02/2020

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PRESENT

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

CRL OP(MD) . No.2632 of 2020

Yuvaraj

... Petitioner/5th Accused

Vs

The State rep.by
The Inspector of Police,
Ponnamaravathi Police Station,
Pudukkottai District.
Crime No.228/2014.

... Respondent/Complainant

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

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

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

PRAYER :-

for bail in Crime No.228 of 2014 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 following the execution of non bailable warrant issued against him in S.C.No.110 of 2015 on the file of the learned Sessions Judge, Mahila Court, Pudukkottai for the offences under Sections 120(b), 449, 395, 396, 397, 302(two counts) r/w 115 of IPC. The petitioner was remanded to custody on 05.11.2019. Non bailable warrant was issued on the previous day.

3. The petitioner's counsel, on instructions gives an undertaking that the petitioner will appear in all the future hearing without any default. If he is unable to appear, his counsel will represent him and file a petition under Section 317 of Cr.P.C. On account of the petitioner's absence, the trial will not be stalled henceforth. If this undertaking is breached, the order now passed will stand automatically vacated and the petitioner will be remanded to custody.



4. Recording the petitioner's undertaking, 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 learned Sessions Judge, Mahila Court, Pudukkottai.

(ii) the petitioner shall appear before the Court below in all the future hearings without any default.

(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/-
14/02/2020

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

TO

- 1.THE SESSIONS JUDGE,
MAHILA COURT, PUDUKKOTTAI.
- 2.THE INSPECTOR OF POLICE,
PONNAMARAVATHI POLICE STATION,
PUDUKKOTTAI DISTRICT.
- 3.THE OFFICER INCHARGE,
SUB JAIL, PUDUKKOTAI.
- 4.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.S.SANKAR Advocate SR.No.3170

ORDER
IN
CRL OP(MD) No.2632 of 2020
Date :14/02/2020

TK/VR/SAR.2/14.02.2020/2P/6C