



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/03/2020

WEB COPY

PRESENT

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

CRL OP(MD) . No.4314 of 2020

Thirupathi

... Petitioner/Accused
(Rank Not Known)

Vs

State rep.by
The Inspector of Police,
CBCID South Police Station,
Pudukkottai.
Crime No.1 of 2018.

... Respondent/Complainant

For Petitioner : M/s.D.Rameshkumar, 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.1 of 2018 on the file of the Respondent Police.

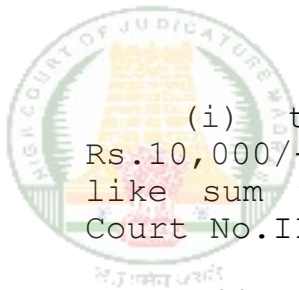
ORDER : The Court made the following order :-

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 13.01.2020 for the offences under Sections 120(b), 364, 302, 201 read with Section 34 of IPC., in Crime No. 1 of 2018 on the file of the respondent police. He seeks bail.

3. The occurrence is of the year 2017. All the accused in this case were arrested. Investigation appears to have substantially concluded. The petitioner's continued incarceration is not going to serve any purpose.

4. With the above observations, 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 learned Judicial Magistrate Court No.II, Pudukkottai.

(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/-
23/03/2020

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

TO

1. THE JUDICIAL MAGISTRATE NO.II, PUDUKKOTTAI.
 2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
PUDUKKOTTAI DISTRICT.
 3. THE SUPERINTENDENT,CENTRAL PRISON, TRICHY.
 4. THE INSPECTOR OF POLICE,
CBCID SOUTH POLICE STATION, PUDUKKOTTAI.
 5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1 CC to M/s.D.RAMESHKUMAR, Advocate (SR-5654[I] dated 23/03/2020)

ORDER
IN
CRL OP(MD) No.4314 of 2020
Date :23/03/2020

MS/PN/SAR-3/23.03.2020/2P.7C