



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

Date : 12/06/2020

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN
CRL OP(MD). No.6142 of 2020

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Ismail

... Petitioner/Sole Accused

Vs

State Represented through
The Inspector of Police,
Thennilai Police Station,
Karur District.
Cr.No. 30 of 2020..

... Respondent/Complainant

For Petitioner : M/s.S.M.A.Jinnah,Advocate.

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

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

PRAYER :-

To enlarge the Petitioner on bail in Cr.no. 30 of 2020 on the file of the Respondent Police Station.

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 the sole accused. He was arrested and remanded to Judicial Custody on 13.03.2020 for the offences punishable under sections 454 and 380 of I.P.C., in Crime No.30 of 2020 on the file of the respondent police. He seeks bail.

3. Even though the statutory period has expired, final report has not been filed.

4. Therefore, I am inclined to enlarge the petitioner on default bail with certain conditions. Accordingly, the petitioner is ordered to be released on default bail, subject to the following conditions;

(i) the petitioner shall be released on own bond by the Magistrate without insisting on sureties. However, the petitioner is directed to execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand) with two sureties, each for a like sum to the



satisfaction of the learned Judicial Magistrate, Aravakuruchi, after the concerned Court is reopened on regular basis.

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

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(iii) on breach of any of the aforesaid conditions, the 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 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/-
12/06/2020

/ TRUE COPY /

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

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1. The Judicial Magistrate, Aravakuruchi
2. Do-thro' The Chief Judicial Magistrate, Karur.
3. The Inspector of Police,
Thennilai Police Station, Karur
District. Cr.No. 30 of 2020..
4. The Superintendent,
Central Prison, Tiruchirappalli.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER IN
CRL OP(MD) No.6142 of 2020
Date : 12/06/2020

SMA/SKN/SAR-II/15/06/2020/2P/6C

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