



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/07/2020

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PRESENT

The Hon`ble Mr.Justice V.BHARATHIDASAN

CRL OP(MD) . No.7131 of 2020

1. Kaleeswaran,
2. Karthick Kumar,
3. Meenakshisundaram,
4. Dineshbabu,
S/o.Balu,
5. Dineshbabu,
S/o.Chandran,
6. Jeyaprabhu, ... Petitioners/Accused Nos.4 to 7,10 & 12

Vs

State rep by its
The Inspector of Police,
Uchipuli Police Station,
Ramanathapuram District.
Crime No.342/2020.

... Respondent/Complainant

For Petitioners : M/s.S.Deenadhayalan,
Advocate.

For Respondent : Mr.K.Suyambulinga Bharathi,
Government Advocate (Crl.Side)

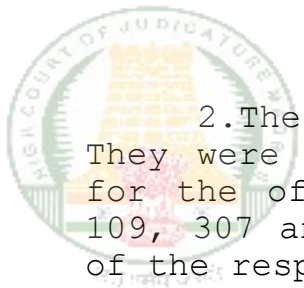
PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.342 of 2020 on the file of the
respondent police.

ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioners and
the learned Government Advocate(Crl. Side) appearing for the
respondent.



2.The petitioners are arrayed as accused Nos.4 to 7, 10 & 12. They were arrested and remanded to Judicial Custody on 27.06.2020 for the offences punishable under Sections 147, 148, 294(b), 324, 109, 307 and 120-B of I.P.C., in Crime No.342 of 2020 on the file of the respondent police. They seek bail.

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3.The case of the prosecution is that A1's daughter had love affair with defacto complainant's brother and they got married against the wish of her parents. Due to that motive, a quarrel was arose between the petitioners and the defacto complainant and the petitioners attacked the defacto complainant with knife and caused injury. Hence, a complaint.

4.The learned counsel for the petitioners would submit that the petitioners are innocent persons and they did not commit any offence as alleged by the prosecution.

5.The learned Government Advocate(Crl.side) appearing for the respondent police would submit that the injured person has already been discharged from the hospital and there is no law and order problem in that area.

6.Taking note of the above facts and circumstances of the case and also taking note of the fact that the injured person has already been discharged from the hospital, I am inclined to enlarge the petitioner on bail with certain conditions.

i)Accordingly, the petitioners are ordered to be released on bail on their executing a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Ramanathapuram.

ii) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity

iii) the petitioners shall report before the respondent police on every Monday at 10.30 a.m., until further orders.

iv)the petitioners shall not tamper with evidence or witness.

v) the petitioners shall not abscond during trial.

vi)On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble



vii) If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
09/07/2020

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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 NO.II, RAMANATHAPURAM.
2. DO THRO' THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.
3. THE INSPECTOR OF POLICE,
UCHIPULI POLICE STATION, RAMANATHAPURAM DISTRICT.
4. THE OFFICER INCHARGE,
DISTRICT JAIL, VIRUDHUNAGAR.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.7131 of 2020
Date : 09/07/2020

GNS
AE/PN/SAR-III (09.07.2020) 3P 6C