



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

Date : 02/11/2020

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PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD). No.12214 of 2020

Vijaya

... Petitioner/Accused 3

Vs

The State rep.by
The Inspector of Police,
Illuppur Police Station,
Pudukkottai District.
Crime No.226 of 2020.

... Respondent/Complainant

For Petitioner : Mr.N.Ravisankar Vallatharasu,
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.226 of 2020 on the file of the Respondent Police

ORDER : The Court made the following order :-

The petitioner/A3 , who was arrested and remanded to judicial custody on 01.10.2020 for the offences punishable under Sections 341,294(b), 324,307 of IPC on the file of the respondent police seek bail.

2.The case of the prosecution is that on 30.09.2020 due to some wordy quarrel the petitioner herein along with other accused abused the defacto complainant assaulted him and also made an attempt to kill him. Hence the complaint.

3.The learned counsel for the petitioner would submit that it is a case and counter case and the injured person was also discharged from the hospital. He would also submit that co-accused in this case were granted bail by this Court.



4.The learned Government Advocate(Crl.Side) would submit that the injured was discharged from the hospital and it is a case and case in counter. He would also submit that co-accused in this case were granted bail by this Court.

5.Taking note of the above facts and circumstances of the case and also taking into consideration the period of incarceration and also the fact that the injured was discharged from the hospital and also the fact that co-accused in this case were granted bail by this Court, this Court is inclined to grant bail to the petitioner subject to the following conditions:

6.Accordingly, the petitioner is ordered to be released on bail on her executing 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, Iluppur, Pudukottai District.

i) 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

ii) the petitioner shall report before the respondent police daily at 10.30 a.m for a period of two weeks and thereafter as and when required for interrogation.

iii)the petitioner shall not tamper with evidence or witness.

iv) the petitioner shall not abscond during trial.

v)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].

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

sd/-
02/11/2020

/ 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.

WEB COPY

TO

- 1.THE JUDICIAL MAGISTRATE,
ILLUPPUR, PUDUKKOTTAI DISTRICT.
- 2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
PUDUKKOTTAI DISTRICT.
- 3.THE INSPECTOR OF POLICE,
ILLUPPUR POLICE STATION,
PUDUKKOTTAI DISTRICT.
- 4.THE SUPERINTENDENT,
CENTRAL JAIL FOR WOMEN, TRICHY.
- 5.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.12214 of 2020
Date :02/11/2020

AAV
TK/VR/SAR.3/02.11.2020/3P/6C