



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.11.2021

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Cr1.O.P.No.21449 of 2021

Chandiran

... petitioner

Vs.

The State rep by
Sub- Inspector of Police,
Kanchi Taluk Police Station,
Kancheepuram, Kancheepuram District.
Crime No.1526 of 2021

...Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to release the petitioner/accused on bail, pending in Crime No.1526 of 2021 on the file of the Inspector of Police, Kanchi Taluk Police Station, Kancheepuram.

For petitioner : Mr.R.Vijayakanth

For Respondent : Mr.N.S.Suganthan
Government Advocate

ORDER

(The case has been heard through video conference)

The petitioner who was arrested and remanded to judicial custody on 04.10.2021 for the offences under Section 306 of IPC in Crime No.1526 of 2021, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant is the father of the deceased and the petitioner is residing in the opposite house of the deceased. The petitioner had borrowed money from the deceased namely Bala. Thereafter, when she demanded repayment of the money, the petitioner used harsh words against her and claimed that he had not borrowed any money from her and thereby, the deceased committed suicide. Hence the complaint.

3. The learned counsel for the petitioner would submit that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case and that he has been



suffering incarceration for more than 40 days from 04.10.2021. He would submit that the petitioner is ready to abide by any stringent conditions and would pray for grant of bail to the petitioner.

4. The learned Government Advocate raised objection and would submit that the investigation is almost completed.

5. Considering the period of incarceration undergone by the petitioner and the fact that the investigation is almost completed, this Court is inclined to grant bail to the petitioner with certain conditions.

8. Accordingly, the petitioner is ordered to be released on bail on his 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-II, Kancheepuram and on further conditions that:

(a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

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

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;

(e) 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]; and;

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

-sd/-

16/11/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.



TO

1 THE JUDICIAL MAGISTRATE- II,
KANCHEEPURAM.

2 THE CHIEF JUDICIAL MAGISTRATE,
CHENGALPATTU DISTRICT (FOR INFORMATION) .

3 THE SUB INSPECTOR OF POLICE,
KANCHI TALUK POLICE STATION,
KANCHEEPURAM,
KANCHEEPURAM DISTRICT.

4 THE PUBLIC PROSECUTOR,
HIGH COURT, MADRAS.

5 THE OFFICER INCHARGE,
SUB JAIL, KANCHEEPURAM.

+1 CC to M/S.R.VIJAYAKANTH Advocate on payment of necessary
charges SR.NO.12811

CRL OP.21449/2021

Date :16/11/2021

INBA-17/11/2021