



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.11.2021

CORAM:

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

Crl.OP.Nos.21986 and 21987 of 2021

R.Karthikeyan ... petitioner/A7 in Crl.O.P.No.21987 of 2021

1.Anbarasu
2.Ayyanar
3.Ajith
4.Venkatasalam
5.Pavunraj

... petitioners/Accused-1,2,4,5 and 8
in Crl.O.P.No.21986 of 2021

Vs.

The State rep by
The Inspector of Police,
Rasipuram Police Station,
Namakkal District.
Crime No: 1148 of 2021

...Respondent in both Crl.O.Ps

COMMON PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to enlarge the petitioners on bail in Crime No.1148 of 2021 on the file of the respondent police.

For petitioners : Mr.W.Camyles Gandhi

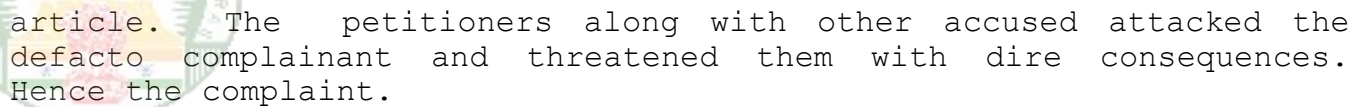
For Respondent : Mr.N.S.Suganthan
Government Advocate

COMMON ORDER

(The case has been heard through video conference)

The petitioners who were arrested and remanded to judicial custody on 08.11.2021 for the offence under Sections 147, 148, 448, 294(b), 324, 506(ii) of IPC r/w Section 3 (1) of TNPPDL Act, 1984, in Crime No.1148 of 2021, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that there seem to be a money dispute between the petitioners and the defacto complainant, the petitioners along with co-accused alleged to have trespassed into the house of the defacto complainant at night and caused injury to the defacto complainant and damaged their house including household



4. The learned Government Advocate raised formal objection and would submit that the injured has been discharged from the hospital.

6. Accordingly, the petitioners are ordered to be released on bail on their executing separate bonds 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, Rasipuram, and on further conditions that:

(b) the petitioners shall report before the respondent police every Wednesday at 10.30 a.m. until further orders.

(e) the petitioners shall not abscond either during investigation or trial;

(f) 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 Supreme Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;



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

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-sd/-

19/11/2021

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,
RASIPURAM

2 THE CHIEF JUDICIAL MAGISTRATE
NAMAKKAL (FOR INFORMATION)

3 THE INSPECTOR OF POLICE,
RASIPURAM POLICE STATION,
NAMAKKAL DISTRICT

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE SUPERINTENDENT,
CENTRAL PRISON, SALEM

+2 CC to M/S.W.CAMYLES GANDHI Advocate on payment of necessary charges Sr.Nos.13079 & 13078

CRL OP.Nos.21986 and 21987 of 2021

Date :19/11/2021

RVR 19/11/2021