



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/04/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD). No.5190 of 2021

P.Thangapandi

... Petitioner/Accused No.1

Vs

State Rep. by
The Inspector of Police,
Nilakkotttai Police Station,
Dindigul District,
Crime No.61 of 2021.

... Respondent/Complainant

For Petitioner : Mr.Santhanam.R.,
Advocate.

For Respondent : Mr.K.Dinesh Babu,
Additional Public Prosecutor

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

PRAYER :- For Bail in Crime No.61 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who was arrested on 16.02.2021 for the offences punishable under Sections 147, 148, 294(b), 323 and 302 I.P.C., in Crime No.61 of 2021 on the file of the respondent police, seeks bail.

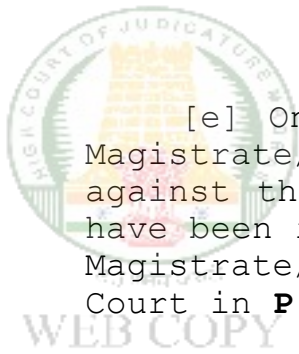
2. Heard the learned Counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

3. The learned Counsel for the petitioner/A.1 submitted that the petitioner is falsely implicated in this case due to previous enmity. He is in judicial custody for 67 days from 16.02.2021 and the investigation in this case is completed and hence, prayed for release of the petitioner on bail.

4. The learned Additional Public Prosecutor appearing for the respondent opposed this petition on the ground that there is a

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[d] the petitioner shall not tamper with evidence or witness 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]**.

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
23/04/2021

/ TRUE COPY /

/ /2021
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,
NILAKKOTTAI, DINDIGUL DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL DISTRICT.
- 3 THE INSPECTOR OF POLICE,
NILAKKOTTTAI POLICE STATION,
DINDIGUL DISTRICT.
- 4 THE OFFICER INCHARGE,
DISTRICT PRISON, DINDIGUL.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.5190 of 2021
Date :23/04/2021

SSL
JM/VR/SAR III/23.04.2021/3P/6C