



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/11/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice **K.MURALI SHANKAR**

CRL OP(MD). No.16397 of 2021

V.Thabasumurugan

... Petitioner/Accused No.2

Vs

The Inspector of Police,
Alangudi Police Station,
Pudukkottai District.
(Crime No.501/2021).

... Respondent/Complainant

For Petitioner : Mr.C.Gangai Amaran, Advocate.

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

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

PRAYER :- For Bail in Crime No.501 of 2021 on the file of the respondent police.

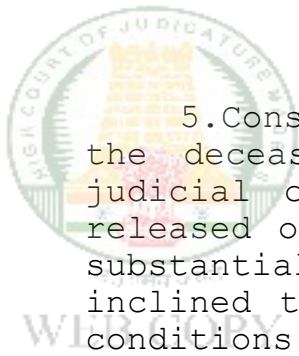
ORDER : The Court made the following order :-

The petitioner/A2, who was arrested and remanded to judicial custody on 29.08.2021 for the offences punishable under Sections 147, 148, 323, 324 and 302 IPC in Crime No.501 of 2021 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that there was a wordy quarrel between the deceased and the first accused, due to which, the petitioner and other accused persons attacked the deceased. Thereby, the deceased caused serious injuries. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner is in judicial custody from 29.08.2021, hence he seeks bail.

4.The learned Additional Public Prosecutor would submit that totally there are 19 accused in this case, nine accused were already released on bail by the Sessions Court and the investigation is yet



5.Considering the facts that there was a wordy quarrel between the deceased and the first accused, that the petitioner is in judicial custody from 29.08.2021, that nine accused were already released on bail by the Sessions Court and also the fact that the substantial portion of the investigation is completed, 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 his executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties each for a like sum to the satisfaction of the learned District Munsif cum Judicial Magistrate, Alangudi, Pudukkottai 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 one month 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];

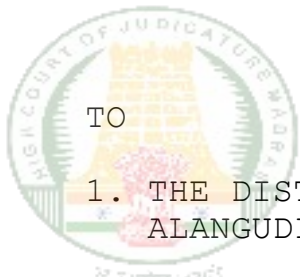
vi) If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC;

sd/-
09/11/2021

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/ /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



TO

1. THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
ALANGUDI, PUDUKKOTTAI DISTRICT.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
PUDUKKOTTAI DISTRICT.
3. THE OFFICER INCHARGE,
DISTRICT JAIL, PUDUKKOTTAI.
4. THE INSPECTOR OF POLICE,
ALANGUDI POLICE STATION,
PUDUKKOTTAI DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.16397 of 2021
Date :09/11/2021

SJI
MS/VR/SAR-4/09.11.2021/3P.6C