



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.03.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

Cr1.O.P.No.3425 of 2022

Kanagaraaj

.. Petitioner

Vs.

State rep. by
The Inspector of Police,
Kandili Police Station,
Thiruppathur District.
(Crime No.20 of 2022)

.. Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to enlarge the petitioner on bail in Crime No.20 of 2022 pending investigation on the file of the respondent police.

For Petitioner : Mr.E.Kannadasan

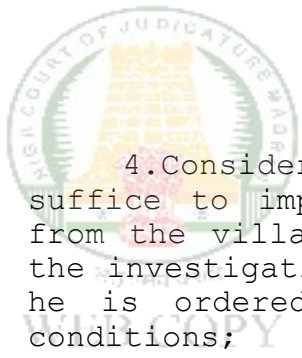
For Respondent : M/s.G.V.Kasthuri
Additional Public Prosecutor

ORDER

The petitioner, who was arrested on 12.01.2022 for the offences punishable under Sections 294(b), 341, 302 of IPC in Crime No.20 of 2022, on the file of the respondent police, seeks bail.

2. Due to land dispute between the brothers, the petitioner herein has slaughtered his brother with Aruval, when a wordy quarrel erupted between them on 12.01.2022 at about 08.30 p.m. The petitioner herein has come to his brother's house, picked quarrel and thereafter, went to his house, picked Aruval and attacked the deceased indiscriminately causing his instant death. The petitioner was arrested on the same day and remanded to the judicial custody on 13.01.2022.

3.Learned Additional Government Pleader appearing for the respondent states that the substantial portion of the investigation completed. However, release of the petitioner on bail may cause recurrence and disturbance in the village.



4.Considering the same, this Court is of the view that it is suffice to impose condition on the petitioner herein to stay away from the village where the occurrence took place and cooperate with the investigation. Accordingly, bail is granted to the petitioner and he is ordered to be released on bail subject to the following conditions;

(a) The petitioner shall execute a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Thiruppathur.

(b) the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity;

(c) the petitioner is directed to stay at Tiruvannamalai and report before Tiruvannamalai Town Police daily at 10.30 a.m. until further orders.

(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 Judicial 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];

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

-sd/-

14/03/2022

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,
NO.II, THIRUPPATHUR.



2 THE CHIEF JUDICIAL MAGISTRATE
VELLORE DISTRICT [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
KANDILI POLICE STATION,
THIRUPPATHUR DISTRICT.

4 THE SUPERINTENDENT,
CENTRAL PRISON, VELLORE.

5 THE OFFICER CHARGE,
TIRUVANNAMALAI TOWN POLICE,
TIRUVANNAMALAI.

6 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1CC to M/S.E.KANNADASAN Advocate on payment of necessary
charges SR.No.3868

CRL OP.3425/2022

Date :14/03/2022

CSK 15/03/2022