



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.03.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

Cr1.O.P.No.6216 of 2022

1.Kathiresan @ Kathir
2.D.Hariharan @ Hari
3.Padmanaban @ Padmakumar

... Petitioners

Vs.

State rep. by
The Inspector of Police,
Palladam Police Station,
Tiruppur, Tiruppur District.
(Crime No.207 of 2022)

... Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to enlarge the petitioners on bail in Crime No.207 of 2022 on the file of the respondent Police.

For Petitioners : Mr.R.Sunil Kumar

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

ORDER

The petitioners/A1, A4 and A6, who were arrested for the offences punishable under Sections 306 of IPC in Crime No.207 of 2022, on the file of the respondent police, seek bail.

2. The petitioners are the accused 1, 4 and 6, who are the Deputy Managers and other staffs of the Car showroom. They were arrested based on the suicide note left by one Sangeeth Kumar, who was working as a Sales Executive in the petitioners showroom. According



to the F.I.R., without permission and knowledge of his higher officials, Sangeeth Kumar has taken the test drive car and caused accident and without informing about that, he has left the car in the showroom. On knowing about that, the petitioners and others questioned him and issued show cause notice to him for which, he has given his explanation. Thereafter, Sangeeth Kumar committed suicide leaving a suicide note. In the suicide note, this Court finds that the deceased admitted about his conduct of taking test car without permission, causing accident and leaving it at an early hours of 27.02.2022 in the showroom. It appears that the deceased has committed suicide leaving suicide note. Now, these petitioners have been arrested for reprimanding the staff, who has done an illegal act.

3.Considering the suicide note alleged to have been recovered and the content of the suicide note, this Court finds that these petitioners shall be granted bail and accordingly, they are ordered to be released on bail subject to the following conditions;

(a) Each of the petitioners shall execute 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 Judicial Magistrate, Palladam, Tiruppur District.

(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 petitioners are directed to report before the Investigating Officer daily at 10.30 a.m. until further orders.

(d) the petitioners 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 petitioner 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.

WEB COPY

-sd/-
17/03/2022

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,
PALLADAM, TIRUPPUR DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
TIRUPPUR [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
PALLADAM POLICE STATION,
TIRUPPUR DISTRICT.

4 THE OFFICER INCHARGE
SUB JAIL, DHARAPURAM.

5 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S. R. SUNIL KUMAR Advocate on payment of necessary charges SR.NO.4120

CRL OP.6216/2022

Date :17/03/2022

JPA 21/03/2022