



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.04.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

Cr1.O.P.No.8418 of 2022

Gurumoorthy

.. Petitioner

Vs.

The State rep. by
The Inspector of Police,
Tiruvannamalai East Police Station,
Tiruvannamalai,
Tiruvannamalai District.
(Crime No.152 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.152 of 2022 pending on the file of the respondent police.

For Petitioner : Mr.B.Jawahar

For Respondent : Mrs.G.V.Kasthuri
Additional Public Prosecutor

O R D E R

The petitioner, who was arrested on 26.03.2022 for the offences punishable under Section 399 of IPC in Crime No.152 of 2022, on the file of the respondent police, seeks bail.

2. The petitioner herein was arrested along with the three others on 26.03.2022 for the alleged offence under section 399 I.P.C. According to the prosecution, during the patrol, they found five persons in a suspicious manner and on seeing the patrol, they tried to flee. The police were able to secure four accused persons and one of them absconded. From the investigation, it is found that the accused persons were planning to rob from the pilgrims in Tiruvannamalai. Two knives were recovered from them.



3. Considering the fact that the petitioner was arrested on 26.03.2022 and the investigation is substantially completed, this Court is inclined to grant bail to this petitioner. Accordingly, the petitioner is ordered to be released on bail subject to the following conditions;

(a) the petitioner 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 No.1, Tiruvannamalai;

(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 appear before the Arani 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 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/-
19/04/2022

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.



1 THE JUDICIAL MAGISTRATE,
NO.I, TIRUVANNAMALAI.

2 THE CHIEF JUDICIAL MAGISTRATE
TIRUVANNAMALAI DISTRICT. [FOR INFORMATION]

3 THE OFFICER INCHARGE,
SUB JAIL, TIRUVANNAMALAI.

4 THE INSPECTOR OF POLICE,
TIRUVANNAMALAI EAST POLICE STATION,
TIRUVANNAMALAI,
TIRUVANNAMALAI DISTRICT.

5 THE INSPECTOR OF POLICE/
STATION HOUSE OFFICER,
ARANI TOWN POLICE,
ARANI.

6 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.B.JAWAHAR Advocate on payment of necessary charges

CRL OP.8418/2022

Date :19/04/2022

RW 20/04/2022