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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.04.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

CrI.O.P.No.8727 of 2022

Jayamohan

.. Petitioner

Vs.

The State rep. by
The Inspector of Police,
Vennandur Police Station,
Namakkal District.
(Crime No.17 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.17 of 2022 pending on the file of the respondent police.

For Petitioner : Mr.D.Senthil Kumar

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

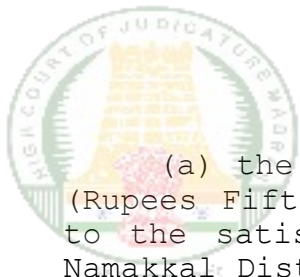
O R D E R

The petitioner, who was arrested for the offences punishable under Section 174 (3) of Cr.P.C. altered to Section 306 I.P.C. in Crime No.17 of 2022, on the file of the respondent police, seeks bail.

2. The petitioner herein is the husband of the deceased Banu Priya, who committed suicide on 17.01.2022. Initially, the respondent police registered a case under Section 174 (3) of Cr.P.C. altered to 306 I.P.C. and arrested the petitioner on 18.01.2022 on the allegation that due to dowry harassment, Banu Priya committed suicide.

3.Learned Additional Public Prosecutor appearing for the respondent states that the investigation is almost completed and the final report is yet to be filed.

4.Considering the fact that 90 days has lapsed from the date of arrest, 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.50,000/- (Rupees Fifty Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Rasipuram, Namakkal District;

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(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 report before the Investigating Officer as and when required.

(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.

TO

1 THE JUDICIAL MAGISTRATE,
RASIPURAM, NAMAKKAL DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
NAMAKKAL (FOR INFORMATION)

3 THE SUPERINTENDENT,
CENTRAL PRISON, SALEM



4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 INSPECTOR OF POLICE,
VENNANDUR POLICE STATION,
NAMAKKAL DISTRICT.

CC to M/S. D.SENTHIL KUMAR Advocate on payment of necessary
charges SR.NO.5756

CRL OP.8727/2022

Date :19/04/2022

RVR 20/04/2022