



IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Criminal Jurisdiction )

Monday, the Sixth day of June Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice G.K. ILANTHIRAIYAN

CRIMINAL ORIGINAL PETITION No.12669 of 2022

SURENDAR

[ PETITIONER / ACCUSED ]

Vs

STATE REP BY ITS,  
THE INSPECTOR OF POLICE,  
PERNAMPET POLICE STATION,  
VELLORE DISTRICT.  
CR.NO.247 OF 2022.

[ RESPONDENT ]

For Petitioner : M/S.T.MURUGANANTHAM Advocate

For Respondent : MR.A.DAMODARAN, Additional Public Prosecutor,

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 11.05.2022 for the offences punishable under Sections 294 (b), 324 and 307 of IPC in crime No.247 of 2022 on the file of the respondent police, seeks bail.

2. It is the case of the prosecution that on 10.05.2022, due to previous enmity, the petitioner attacked the husband of the defacto complainant and caused injuries. Hence the case.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has been falsely implicated in this case. Hence, he seeks for grant of bail to the petitioner.

4.The learned Additional Public Prosecutor would submit that on the occurrence day, due to previous enmity, the petitioner/sole accused attacked the husband of the defacto complainant with knife and caused injuries. He would further submit that the injured has been discharged from hospital. However, he vehemently opposed to grant bail to the petitioner.



5. Considering the above facts and circumstances of the case and also considering that the injured has been discharged from the hospital, this Court is inclined to grant bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two blood related sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Gudiyatham and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m and 05.30 p.m. until further orders.

[c] the petitioner shall not abscond either during investigation or trial.

[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 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/-  
06/06/2022

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,  
GUDIYATHAM.



2 THE CHIEF JUDICIAL MAGISTRATE  
VELLORE. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,  
PERNAMPET POLICE STATION,  
VELLORE DISTRICT.

5 THE SUPERINTENDENT,  
CENTRAL PRISON, VELLORE.

+1 CC to M/S.T.MURUGANANTHAM Advocate on payment of necessary  
charges SR.NO.8494

CRL OP.12669/2022

Date :06/06/2022

TA-07/06/2022