



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Second day of June Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice C.V. KARTHIKEYAN

CRIMINAL ORIGINAL PETITION No.13071 of 2022

P.RANGA

[PETITIONER / ACCUSED]

Vs

STATE REP BY
INSPECTOR OF POLICE,
B3 KANCHI TALUK POLICE STATION,
KANCHIPURAM
CRIME NO.187/2022

[RESPONDENT]

For Petitioner : M/S.L.NARAYANAN Advocate

For Respondent : M/S.E.RAJ THILAK, Additional Public Prosecutor

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as A3 and who was arrested on 01.03.2022 for the alleged offences punishable under Sections 302 @ 120-B and 302 of IPC in Crime No.187 of 2022 on the file of the respondent police, seeks bail. The said crime number has originally been registered u/s.302 IPC and subsequently, altered to u/s.120-B and 302 IPC.

2. The case of the prosecution is that there was a dispute between the accused and the deceased during the election period. A1 is said to be the Councillor and the deceased was a Panchayat President. The allegation against the petitioner/A3 is that, he was present in the scene of occurrence.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has nothing to do with the alleged offences and a false case has been registered against the petitioner.



The petitioner is in judicial custody for more than 90 days. A1 had already been granted bail. The learned counsel prays to grant bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the accused persons have already moved bail before the Court below and the same was dismissed. Therefore, he vehemently opposed to grant bail to the petitioner.

5. Taking into consideration the period of incarceration already suffered by the petitioner as also the fact that A1 had already been granted bail, this Court is inclined to grant bail to the petitioner.

6. 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 sureties each for a like sum to the satisfaction of the learned Judicial Magistrate II, Kanchipuram, and on further condition 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 am., 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 shall be 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/-

02/06/2022

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,
NO.II, KANCHIPURAM.

2 THE CHIEF JUDICIAL MAGISTRATE
CHENGALPATTU. [FOR INFORMATION]

3 THE SUPERINTENDENT,
CENTRAL PRISON, PUZHAL,
CHENNAI.

4 THE INSPECTOR OF POLICE,
B3 KANCHI TALUK POLICE STATION,
KANCHIPURAM.

5 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+2 CC to M/S.L.NARAYANAN Advocate on payment of necessary charges
SR.NO. 8375

CRL OP.13071/2022

Date :02/06/2022

RW-02/06/2022