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CrI.OP.No.18110 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.08.2022

CORAM

THE HON'BLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

CrI.OP.No.18110 of 2022

Purushothaman

...Petitioner

Vs.

State Rep. by
Inspector of Police,
R-7 K.K. Nagar Police Station,
Chennai-78.
In Cr.No.127 of 2022

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail, concerned in Cr.No.127 of
2022, on the file of the Respondent Police.

For Petitioner	: Mr.J.William Shakesphere
For Respondent	: Mr.A.Damodaran, Additional Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial
custody on 25.03.2022 for the offences punishable under Sections 341,
294(b), 324, 307, 506(ii) of IPC in crime No.127 of 2022 on the file of
the respondent police, seeks bail.



CrI.OP.No.18110 of 2022

WEB COPY

2. The case of the prosecution is that on 22.03.2022, due to wordy quarrel, the petitioner herein along with two other accused persons assaulted the *de-facto* complainant with knife on his head causing injuries. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner was arrested and remanded to judicial custody on 25.03.2022. Hence, he prays for grant of bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that there are eight previous cases pending against the petitioner. Hence, he vehemently opposed to grant bail to the petitioner.

5. Considering the above facts and circumstances of the case and also the period of incarceration by the petitioner from the date of his arrest i.e.25.03.2022, 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)**



CrI.OP.No.18110 of 2022

with **two blood related sureties**, each for a like sum to the satisfaction of the **learned XXIII M.M. Saidapet**, 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 stay at Krishnagiri and report before the Inspector of Police, Krishnagiri Town Police Station twice daily at 10.30 a.m. and 5.30 p.m. for a period of four weeks and thereafter report before the respondent police twice daily at 10.30 a.m. and 5.30 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.

03.08.2022

mpl



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CrI.OP.No.18110 of 2022

G.K.ILANTHIRAIYAN, J.

mpl

To

- 1.The XXIII M.M. Saidapet.
- 2.The Inspector of Police,
R-7 K.K. Nagar Police Station,
Chennai-78.
- 3.Central Prison, Puzhal.
- 4.The Public Prosecutor,
High Court of Madras.

CrI.O.P.No.18110 of 2022

03.08.2022