



WEB COPY



Crl.OP.No.17695 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.07.2022

CORAM

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

Crl.OP.No.17695 of 2022

Gopi

...Petitioner

Vs.

State Rep. by The Inspector of Police,
Vellore South Police Station,
Vellore District.

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail in Crime No.141/2022 pending
investigation on the file of the respondent.

For Petitioner	: Mr.E.Kannadasan
For Respondent	: Mr.A.Damodaran, Additional Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial
custody on 21.06.2022 for the offences punishable under Section 306 of
IPC in crime No.141 of 2022 on the file of the respondent police, seeks
bail.

2. The case of the prosecution is that, due to family dispute



CrI.OP.No.17695 of 2022

there was a wordy quarrel between the petitioner and the deceased. The petitioner is the husband of the deceased. On the alleged date of occurrence, the deceased committed suicide by hanging. Hence, the case.

3. Even according to the case of the prosecution, the petitioner was under the influence of alcohol and there was a wordy quarrel with the deceased but there was no dowry demand by the petitioner or by his family members. Due to the wordy quarrel between them, the deceased committed suicide by hanging in her matrimonial home. There is no other reasons to believe that the petitioner instigated the deceased to commit suicide except quarrelled with her under the influence of alcohol.

4. 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., on 21.06.2022, 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)** with **two sureties**, each for a like sum to the satisfaction of the



CrI.OP.No.17695 of 2022

learned J.M., No.I, Vellore 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 twice daily at 10.30 a.m. and 5.30 p.m. for a period of four weeks and thereafter as and when required for interrogation.

[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.

28.07.2022

mpl



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CrI.OP.No.17695 of 2022

G.K.ILANTHIRAIYAN, J.

mpl

To

- 1.The J.M., No.I, Vellore.
- 2.The Inspector of Police,
Vellore South Police Station,
Vellore District.
- 3.Central Prison, Vellore.
- 4.The Public Prosecutor,
High Court of Madras

CrI.O.P.No.17695 of 2022

28.07.2022