



WEB COPY



CrI.OP.No.17949 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.08.2022

CORAM

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

CrI.OP.No.17949 of 2022

Mani @ Manigandan

...Petitioner

Vs.

State rep by Inspector of Police,
KRP DAMPolice Station,
Krishnagiri 635 001.

[Crime No.60 of 2022]

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail in Crime No. 60 of 2022 on the
file of the respondent police.

For Petitioner : M/s.S.Deepika
For Respondent : Mr.A.Damodaran,
Additional Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial
custody on 24.06.2022 for the offences punishable under Sections 341,
147, 323, 363, 506(i) of IPC @ Sections 341, 147, 323, 506(i), 364(A),
and 120(B) of I.P.C, in Crime No. 60 of 2022 seeks bail.



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2. The case of the prosecution is that, due to money dispute, the petitioner along with other accused kidnapped the *de-facto* complainant and demanded Rs.10 lakhs. Hence, the case.

3. The learned counsel for the petitioner would submit that instead of another accused in this case namely Mani/A3, this petitioner has been falsely implicated in this case. That apart, the petitioner has been suffering incarceration from 24.06.2022. Hence, he prays for grant of bail to the petitioner.

4. The learned Additional Public Prosecutor would submit that, a sum of Rs. 1,35,000/- has been recovered from the co-accused. However, he vehemently opposed to grant bail to the petitioner.

5. Considering the above facts and circumstances of the case, 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**



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sureties, each for a like sum to the satisfaction of the **Judicial Magistrate - II, Krishnagiri** 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 05.30 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.

02.08.2022

mpl



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G.K.ILANTHIRAIYAN, J.

mpl

To

- 1.Judicial Magistrate -II,
Krishnagiri.
- 2.The Inspector of Police,
KRP DAMPolice Station,
Krishnagiri 635 001.
- 3.Central Jail,
Sub Jail Krishnagiri.
- 4.The Public Prosecutor,
High Court of Madras.

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