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Crl.O.P.No.18352 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.08.2022

CORAM

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

Crl.O.P.No.18352 of 2022

1. Vengadachalam
2. Amulu
3. Banumathi
4. Dhanam

...Petitioners

Vs.

The State rep by
The Inspector of Police,
Veeranam Police Station,
Salem City.
Crime No.225 of 2022

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioners on bail in Crime No.225 of 2022 on
the file of the respondent police.

For Petitioners	: Mr.J.Franklin
For Respondent	: Mr.A.Damodaran, Additional Public Prosecutor



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Crl.O.P.No.18352 of 2022

ORDER

The petitioners, who were arrested and remanded to judicial custody on 02.07.2022 for the offences under Sections **294(b), 323, 324 and 506(ii) of IPC @ Section 294(b), 323, 324 and 302 of IPC Act** in crime No.225 of 2022 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that, the petitioners and the deceased are relatives. It is alleged that there was a dispute in sharing the property. On the date of occurrence, the petitioners had attacked the deceased with bamboo sticks and also abused in filthy language. Hence, the case.

3.The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any such offence as alleged by the prosecution. That apart, the petitioners were arrested and remanded to judicial custody on 02.07.2022. Hence, he prays for grant of bail to the petitioners.



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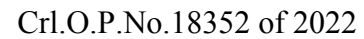
Crl.O.P.No.18352 of 2022

4.The learned Additional Public Prosecutor submits that initially the case was registered under Sections **294(b), 323, 324 and 506(ii)** of **IPC** and subsequently the deceased was died due to the massive heart-attack and hence, the sections were altered into **323, 324 and 302** of **IPC** Hence, he opposed to grant bail to the petitioners.

5. Considering the facts and circumstances of the case and also considering the period of incarceration undergone by the petitioners ie., from 02.07.2022, this Court is inclined to grant bail to the petitioners.

6. Accordingly, the petitioners are ordered to be released on bail on their executing a bond for a sum of **Rs.10,000/- (Rupees ten thousand only)** with **two blood sureties**, each for a like sum to the satisfaction of the learned **Judicial Magistrate, No.IV, Salem** 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.



<https://www.mhc.tn.gov/judis>



Crl.O.P.No.18352 of 2022

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To:

1. Judicial Magistrate, No.IV,
Salem.
2. The Inspector of Police,
Veeranam Police Station,
Salem City.
3. Central Prison,
Salem.
4. Sub Jail for Women,
Salem.
5. The Public Prosecutor,
High Court of Madras



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Crl.O.P.No.18352 of 2022

G.K.ILANTHIRAIYAN, J.

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Crl.O.P.No.18352 of 2022

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