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CrI.OP.No.20086 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.08.2022

CORAM

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

CrI.OP.No.20086 of 2022

Thirumoorthi @ Sakthiman

...Petitioner

Vs.

State Rep. by:
The Inspector of Police,
Kundrathur Police Station,
Kanchipuram District.
(Crime No.556 of 2022)

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the petitioner on bail pending investigation in connection with crime No. 556 of 2022 on the file of the respondent police.

For Petitioner

:Mr.R.Sasikumar

For Respondent

:Mr.A.Damodaran

Additional Public Prosecutor



The petitioner, was arrested and remanded to judicial custody .2022 for the offences punishable under Sections294(b), 392, 506(ii) of IPC in crime No.556 of 2022 on the file of the nt police, seeks bail.

2. The case of the prosecution is that petitioner along with other accused entered the defacto complainant's shop robbed a sum of Rs. 50,000/- at knife point and also threatened him with dire consequences. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. Hence, he prays for grant of bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner along with other accused entered the defacto complainant's shop robbed a sum of Rs. 50,000/- at knife point. Hence, he opposed for grant of bail to the petitioner.



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5. Considering the above facts and circumstances of the case and also the period of incarceration by the petitioner from the date of arrest i.e., 11.08.2022, 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 blood sureties**, each for a like sum to the satisfaction of the **learned Judicial Magistrate, Sriperumbudur** 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 daily evening at 6.30 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.



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[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.

25.08.2022

Sma

To

1.Judicial Magistrate,



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Sriperumbudur.

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2.The Inspector of Police,
Kundrathur Police Station,
Kanchipuram District.

3.Central Prison,
Puzhal.

4.The Public Prosecutor,
High Court of Madras

G.K.ILANTHIRAIYAN, J.



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