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CrI.OP.No.20376 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2022

CORAM

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

CrI.OP.No.20376 of 2022

Vikram

...Petitioner

Vs.

State rep. By:-
Inspector of Police
F-2 Egmore Police Station,
Chennai.
(Crime No.236 of 2022)

...Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the petitioner on bail in respect in Crime No.236/2022 on the file of The Inspector of Police, F-2, Egmore Police Station, where investigation pending.

For Petitioner : Mr.C.Raja
For Respondent : Mr.A.Damodaran,
Additional Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial custody on 06.06.2022 for the offences punishable under Sections 147, 148, 302 of IPC read with 34 of IPC in crime No.236 of 2022 on the file of the respondent police, seeks bail.



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2. The case of the prosecution is that on the date of occurrence, due to previous enmity, the petitioner along with other accused persons attacked the deceased with deadly weapons causing grievous injuries. Subsequently, the victim died in the hospital. Hence, the complaint.

3. There are totally 6 accused persons, in which the petitioner is arrayed as A1. As far as the overt act of the petitioner is concerned, he attacked the deceased with knife on his chest.

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., 06.06.2022, 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 blood related sureties**, each for a like sum to the satisfaction of the **learned XIV Metropolitan Magistrate, Egmore, Chennai**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb



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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 Coimbatore and report before the Inspector of Police, Peelamedu 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. 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.

29.08.2022

mpl



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G.K.ILANTHIRAIYAN, J.

mpl

To

- 1.The XIV Metropolitan Magistrate,
Egmore, Chennai.
- 2.The Inspector of Police
F-2 Egmore Police Station,
Chennai.
- 3.Central Prison Puzhal - II,
Chennai.
- 4.The Public Prosecutor,
High Court of Madras

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