



Crl.OP.No.20555 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2022

CORAM

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

Crl.OP.No.20555 of 2022

Ranganathan

...Petitioner

Vs.

State by its
Inspector of Police,
Gingee Police Station,
Gingee,
Villupuram District.
(Crime No.365 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.365 of 2022 on the
file of the respondent.

For Petitioner	: Mr.K.G.Senthilkumar
For Respondent	: Mr.A.Damodaran, Additional Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial
custody on 28.07.2022 for the offences punishable under **Sections**
294(b), 506(i) and 302 of IPC in crime No.365 of 2022 on the file of



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the respondent police, seeks bail.

2. The case of the prosecution is that due to previous enmity with regard to a land dispute, there was wordy quarrel between the petitioner's family and the deceased's family. At that time, petitioner along with the other accused persons assaulted the deceased and subsequently, he died. Hence, the complaint.

3. There are totally 3 accused, in which the petitioner is arrayed as A1. The petitioner pushed the deceased aged about 75 years and also kicked on his chest. Therefore, due to the impact, the deceased died. That apart, there was a property dispute between the petitioner and the deceased.

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., 28.07.2022, 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**



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only) with **two sureties**, each for a like sum to the satisfaction of the **learned Judicial Magistrate, Gingee, Villupuram District** 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 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 Judicial Magistrate,
Gingee, Villupuram District.
- 2.The Inspector of Police,
Gingee Police Station,
Gingee,
Villupuram District.
- 3.Central Prison, Cuddalore.
- 4.The Public Prosecutor,
High Court of Madras

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