



CrI.OP.No.22148 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.09.2022

CORAM

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

CrI.OP.No.22148 of 2022

Kamalakannan

...Petitioner

Vs.

State represented by
The Inspector of Police,
Central Crime Branch -I,
Chennai.
(Crime No.482 of 2018)

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail in Crime No.482 of 2018 on the
file of the respondent.

For Petitioner :Mr.P.Vijendran

For Respondent :Mr.S.Santhosh
Government Advocate (CrI.Side)



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 30.01.2022 for the offences punishable under Sections **406, 419, 464, 465, 467, 468, 420 & 120(B) of IPC** in crime No.482 of 2018 on the file of the respondent police, seek bail.

2. The learned Government Advocate(Crl. Side) submitted that already this Court dismissed the petitioner's bail petition in CrI.O.P.No.19845 of 2022 on the ground that the petitioner was detained under Goondas Act. He further submitted that the said detention order has been quashed.

3. 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., 23.03.2022, this Court is inclined to grant bail to the petitioner.

4. Accordingly, the petitioner is ordered to be released on bail



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on his executing separate 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 Chief Metropolitan Magistrate No.2, Egmore, Chennai** 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 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



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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 abscond, a fresh FIR can be registered under Section 229A IPC.

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To

1. Chief Metropolitan Magistrate No.2,
Egmore, Chennai.
2. The Inspector of Police,
Central Crime Branch -I,
Chennai.
3. Central Prison,
Puzhal,
4. The Public Prosecutor,
High Court of Madras



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G.K.ILANTHIRAIYAN, J.

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