



CrI.O.P.No.22998 of 2022

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.09.2022

CORAM

THE HON'BLE MR. JUSTICE **A.D.JAGADISH CHANDIRA**

CrI.O.P.No.22998 of 2022

Manikandan @ Uthra Manikandan

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
D1, Ramanathapuram Police Station,
Coimbatore.

Crime No.395 of 2022

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleaded to enlarge the petitioner on bail in Crime No.395 of 2022 on the file
of the respondent Police.

For Petitioner : Mr.M.Dinesh

For Respondent : Mr.C.E.Pratap
Government Advocate (CrI.Side)



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 20.08.2022 for the alleged offences punishable under Sections 392, 397 and 506(ii) of IPC in Crime No.395 of 2022 on the file of the respondent Police, seeks bail.

2. The case of the prosecution is that the petitioner along with the other accused waylaid the de-facto complainant and by threatening him at knife point, robbed the Mobile phone from him and fled away from the scene of occurrence. Hence the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner aged about 20 years is an innocent person and since there are two previous cases pending against the petitioner, he has been he has been implicated in this case by the respondent Police. Hence, he prays for grant of bail to the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that the petitioner along with the other accused waylaid the de-facto complainant and robbed the Mobile phone from him at knife point and fled away from the scene of occurrence. He would also submit that there are two previous cases against him. Hence, he vehemently opposed to grant bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case and the submissions made by the learned counsel and also taking note of the age of the petitioner, this Court is inclined to grant bail to the petitioner.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty five thousand only)** with **two sureties**, each for a like sum to the satisfaction of



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the learned Judicial Magistrate VI, Coimbatore, 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 learned Principal District Judge, Coimbatore, on all working days, at 10.30 a.m., and report before the respondent Police, every day at 5.30 p.m., until further orders;

[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]**;



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[f] If the accused thereafter abscond, a fresh FIR
can be registered under Section 229A IPC;

22.09.2022

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To

1. The Principal District Judge,
Coimbatore.
2. The Judicial Magistrate No.VI,
Coimbatore.
3. The Inspector of Police,
D1, Ramanathapuram Police Station,
Coimbatore.
4. The Central Jail,
Coimbatore.
5. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA.,J.

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