



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 11/01/2022
PRESENT

WEB COPY

The Hon`ble Mr.Justice G.ILANGO VAN
CRL OP(MD). No.414 of 2022

Karthi @ Palayasour Karthi

... Petitioner/Sole Accused

Vs

The State represented by
The Inspector of Police,
Pattukkottai Town Police ,
Thanjavur District.

Cr.No. 988/2021.

... Respondent/Complainant

For Petitioner : M/s.Murugesan.D.R,
Advocate.

For Respondent : Mr.S.S.Madhavan,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No. 988 of 2021 on the file of the
Respondent police.

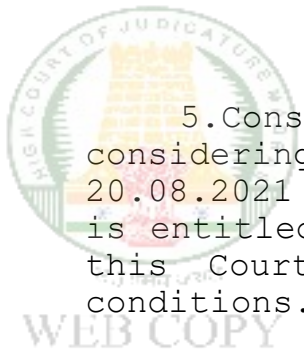
ORDER : The Court made the following order :-

The petitioner/sole Accused herein, who was arrested on
20.08.2021 for the alleged offence under Section 25(1-A) of Arms
Act, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that one Muthukumar - S.S.I.
Of police attached to the respondent police has conducted a routine
check up, on 20.08.2021, they found that the petitioner having
Aruval and threatened the public. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the
petitioner is innocent and he has been falsely implicated in this
case. He would further submit that the petitioner filed a petition
in Cr.M.P.No.5692 of 2021, seeking bail, before the Principal
Sessions Judge, Thanjavur and the same was dismissed by the trial
Court. Hence, the petitioner filed this petition and the petitioner
is in custody from 20.08.2021 and charge sheet was not filed and
that he is entitled for statutory bail under Section 167 (2) Cr.P.C.
and hence, he seeks bail.

4. The learned Government Advocate (Crl.Side) appearing for the
respondent opposed the bail petition on the ground that the
investigation is not yet completed. He would further submit that
final report has not been filed before the concerned Court and the
petitioner is a rowdy element and he is having 7 previous cases,
including one murder case and prayed the petition to be dismissed.



5.Considering the fact and circumstances of the case and also considering the fact that the petitioner is in judicial custody from 20.08.2021 and charge sheet was not filed in time, the petitioner is entitled for statutory bail, under Section 167 (2) Cr.P.C. Hence this Court is inclined to grant bail to the petitioner with conditions.

6.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing a personal bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the Judicial Magistrate, Pattukottai. Due to COVID-19 pandemic situation, the petitioner shall report before the respondent police **once in 15 days at 10.30 a.m.** until further orders.

sd/-

11/01/2022

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/ /2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1 THE JUDICIAL MAGISTRATE,
PATTUKOTTAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE OFFICER INCHARGE,
DISTRICT JAIL, PUDHUKKOTTAI.

4 THE INSPECTOR OF POLICE
PATTUKKOTTAI TOWN POLICE ,
THANJAVUR DISTRICT.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.414 of 2022

Date :11/01/2022

MK/JM/SAR-IV/11.01.2022 : 2P/6C

<https://hcservices.ecourts.gov.in/hcservices/>