



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 07/04/2022

PRESENT

WEB COPY

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL OP(MD) . No.6528 of 2022

Karthick @ SullanKarthick

... Petitioner/Sole Accused

Vs

State represented by
The Inspector of Police,
S.S.Colony Police Station,
Madurai.
(Crime No.434 of 2022).

... Respondent/Complainant

For Petitioner : Mr.V.Chandrapandi,
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor.

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

PRAYER :-

For Bail in Crime No.434 of 2022 on the file of the Respondent Police.

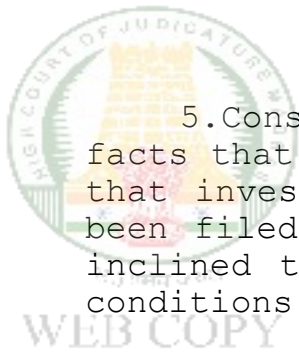
ORDER : The Court made the following order :-

The petitioner/accused, who was arrested and remanded to judicial custody on 05.03.2022 for the offences punishable under Sections 392, 397 and 506(2) IPC, in Crime No.434 of 2022, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner way laid the defacto complainant and threatened him with dire consequences and also robbed a sum of Rs.800/- from him. Hence, the complaint.

3.The learned counsel for the petitioner would submit that with an intention to invoke 110 Cr.P.C. proceedings they have foisted the above case.

4.The learned Additional Public Prosecutor would submit that the petitioner is having eight previous cases including two cases for the offence under Section 379 IPC.



5.Considering the above facts and circumstances and also the facts that the petitioner is in judicial custody from 05.03.2022 and that investigation has already been completed and charge sheet has been filed and the same is yet to be taken on file, this Court is inclined to grant bail to the petitioner subject to the following conditions:

6.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 the learned Judicial Magistrate No.II, Madurai.

(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

(ii)the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one month and thereafter as and when required for interrogation;

(iii)the petitioner shall not tamper with evidence or witness;

(iv)the petitioner shall not abscond during trial;

(v)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]***.

(vi)If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

sd/-
07/04/2022

/ TRUE COPY /

07/04/2022
Sub-Assistant Registrar (C.S-IV)
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 NO.II,
MADURAI.
2. DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
3. THE INSPECTOR OF POLICE,
S.S.COLONY POLICE STATION,
MADURAI.
4. THE OFFICER-INCHARGE,
DISTRICT JAIL, DINDIGUL.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.6528 of 2022
Date :07/04/2022

csm
USK/VR/SAR-IV/07.04.2022/3P/6C