



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )  
Date : 11.05.2022

PRESENT

**The Hon`ble Mr.Justice M.DHANDAPANI**  
CRL OP(MD). No.8926 of 2022

WEB COPY

1.Valanadu  
2.Sasi @ Sasikumar ... Petitioners/Accused Nos.2&3

Vs

1. The State rep. by its  
The Inspector of Police,  
Melur Police Station,  
Madurai District.  
(Crime No.173 of 2022) ... Respondent/Complainant

2. Alagu ... Petitioner/Defacto Complainant  
in Crl MP(MD) No.6003/2022

For Petitioners : Mr.M.S. Jeyakarthik  
Advocate.  
For Respondent : Mr.A.Thiruvadi Kumar,  
Additional Public Prosecutor.  
For Intervenor : Mr.S.Kanagarajan, Advocate

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

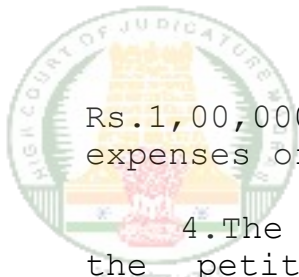
PRAYER :- For Bail in Crime No.173 of 2022 on the file of the Respondent police.

**ORDER :** The Court made the following order :-

The petitioners/A2 to A3, who were arrested and remanded to judicial custody on 19.04.2022 for the offences punishable under Sections 147,148, 294(b), 323, 324 and 506(ii)IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 @ U/s. 147, 148, 294(b), 323, 324, 307 and 506(ii) IPC Crime No.173 of 2022, on the file of the respondent police, seek bail.

2.The case of the prosecution is that the due to word quarrel the petitioners and other accused have attacked the defacto complainant and thereby, caused grievous injuries. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners have not committed any offence as alleged by the prosecution. Based on the false information, the above case was foisted against the petitioners and hence he seeks bail. He would further submit that the petitioners are ready to deposit a sum of



Rs.1,00,000/- without the prejudice to their rights for the medical expenses of defacto complainant.

4.The learned Additional Public Prosecutor would submit that the petitioners are not having any previous case and the investigation of the case is pending.

5.Considering the facts and circumstances and also considering the nature of injuries sustained by the defacto complainant and that the petitioners are not having any previous cases, this Court is inclined to grant bail to the petitioners subject to the following conditions.

6.Accordingly, the petitioners are ordered to be released on bail on their executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Melur.

(a) The petitioners are directed to deposit a sum of Rs.1,00,000/- (Rupees One Lakh only) to the credit of Crime No. 173 of 2022 on the file of the learned Judicial Magistrate, Melur and on such deposit, the learned Judicial Magistrate, Melur is directed to disburse the same for the medical expenses of the defacto complainant.

(b) 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;

(c)the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders;

(d)the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e)the petitioners shall not abscond either during investigation or trial;

(f)on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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]***; and;

(g)if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-

11/05/2022

/ TRUE COPY /

11/05/2022

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,  
MELUR.
2. DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,  
MADURAI DISTRICT.
3. THE INSPECTOR OF POLICE,  
MELUR POLICE STATION,  
MADURAI DISTRICT.
4. THE OFFICER-INCHARGE,  
SUB JAIL, MELUR.
5. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 C.C. TO M/S.JEYAKARTHIK, ADVOCATE, S.R.NO.4640(I), DATE :  
12.05.2022.

ORDER  
IN  
CRL OP(MD) No.8926 of 2022  
Date :11/05/2022

trp/tta  
USK/VR/SAR-IV/11.05.2022/3P/7C