



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 18/05/2022
PRESENT

The Hon`ble Mrs.Justice T.V.THAMILSELVI

CRL OP(MD) . No.9317 of 2022

Prakash @ Thakkali Prakash

... Petitioner/Accused

Vs

The State rep.by,
The Inspector of Police,
Kumbakonam East Police Station,
Kumbakonam, Thanjavur District
(Crime No.228 of 2022)

... Respondent/Complainant

For Petitioner : Mr.K.S.Duraipandian,
Advocate.

For Respondent : Mr.M.Vaikkam Karunanithi,
Government Advocate (Crl.Side)

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

PRAYER :-For Bail in Crime No. 228 of 2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who was arrested and remanded judicial custody on 16.04.2022 for the offences punishable under Sections 294(b), 506(2), 392, 397 of IPC and r/w 27(1) of ARMS ACT, in Crime No.228 of 2022, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner robbed a sum of Rs.200 from the defacto complainant by showing Aruval.

3.The learned counsel for the petitioner submits that the petitioner is the sole accused and he has not committed any offence. He further submits that the petitioner has been falsely implicated in this case.

4.The learned Government Advocaate(Crl.side) appearing for the respondent submits that the investigation is almost completed and also submits that the petitioner is a history sheeted rowdy and seven previous cases are pending against this petitioner.

5.The petitioner is the sole accused and investigation is almost completed with regard to the petitioner and the petitioner is

<https://hc.services.courts.gov.in/hc-services/> 16.04.2022.



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 Judicial Magistrate No.I, Kumbakonam.

WEB COPY

(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 three months 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]***.

sd/-

18/05/2022

/ TRUE COPY /

18/05/2022

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 NO.1, KUMBAKONAM

2 DO-THROUGH :

THE CHIEF JUDICIAL MAGISTRATE,
THANJORE DISTRICT AT KUMBAKONAM.

3 THE SUPERINTENDENT,
CENTRAL PRISON, TRICHY.

4 THE INSPECTOR OF POLICE
KUMBAKONAM EAST POLICE STATION, KUMBAKONAM,
THANJAVUR DISTRICT

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

ORDER IN

CRL OP(MD) No.9317 of 2022

Date : 18/05/2022