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CRL OP(MD). N



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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/07/2022

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.12192 of 2022

1. Paulraj

2.Stalin

3.John

... Petitioners/Accused No.2 to 4

Vs

The State rep.by,
The Sub Inspector of Police,
Ottapidaram Police Station,
Thoothukudi.
Crime No.133 of 2022.

... Respondent/Complainant

For Petitioners : Mr.J.Harikrishna
Advocate.

For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Crl.Side)

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

PRAYER :-For Bail in Crime No.133 of 2022 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners/A2 to A4 herein, who were arrested on 24.05.2022 for the alleged offence under Section 379 IPC in Crime No.133 of 2022 on the file of the respondent police, seek bail.

2.On noting that the petitioners are the habitual offenders in similar nature, the earlier application that was filed by them along with co-accused came to be dismissed by this Court on 24.06.2022. Now, this is the second bail application.

3.The learned Government Advocate (Crl.side) submitted that the 1st petitioner is having 1 previous case.

4.The learned counsel for the petitioners submits that the petitioners are ready to deposit the amount, which is involved in



the crime. It is also submitted that he is not present in the petition, insofar as the 1st petitioner is concerned. Insofar as the petitioners 2 and 3 are concerned, the learned counsel for the petitioners submits that they may be considered for granting bail since they are not involved in any previous case.

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5. Considering the duration of the custody and considering the fact that the petitioners 2 and 3 are having no previous case, this Court is inclined to grant bail to the petitioners 2 and 3 with certain conditions.

6. Accordingly, the petitioners 2 and 3 are ordered to be released on bail, on executing a personal 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, Vilathikulam and on further condition that the petitioners 2 and 3 shall report before the respondent police daily at 10.30 a.m. until further orders. Insofar as the 1st petitioner is concerned, this petition is dismissed.

sd/-

07/07/2022

/ TRUE COPY /

08/07/2022

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

+1. CC to Mr.J.HARIKRISHNA Advocate SR.No.6727.

ORDER IN

CRL OP(MD) No.12192 of 2022

Date : 07/07/2022

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<https://www.mh.judiciary.gov.in/> I/08.07.2022/2P/7C