



WEB COPY



Crl.O.P.No. 24467 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.10.2023

CORAM

THE HON'BLE MR. JUSTICE C.V.KARTHIKEYAN

Crl.O.P.No.24467 of 2023

Balaji @ Pana Balaji

... Petitioner

Vs.

The State rep. by:-
The Inspector of Police,
E-3, Teynampet Police Station,
Chennai 18
(Crime No. 237 of 2023)

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleased to enlarge the petitioner / Accused on bail pending investigation in
Crime No.237 of 2023 on the file of the respondent.

For Petitioner : Mr.P.Surendran

For Respondent : Mr.R.Kishore Kumar
Government Advocate (Crl.Side)



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ORDER

The petitioner/A6, who was arrested and remanded to judicial custody on 02.10.2023 for the offence punishable under Sections 147, 148, 341, 294(b), 323, 336, 392, 397 and 506(ii) of IPC in Crime No.237 of 2023 on the file of the respondent police, seeks bail.

2.It is stated that all the accused had locked the defacto complainant and robbed a sum of Rs.2,400/- from him.

3.It is stated by the respondent that some other accused are still absconding.

4.The learned counsel for the petitioner stated that A1 to A3 had been granted bail.

5. In view of that particular fact and the period of incarceration, this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on condition to execute a 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 learned XVIII Metropolitan Magistrate, Saidapet and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate



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may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police on everyday at 10.30 a.m., until further orders;

[c] the petitioner shall not abscond either during investigation or trial.

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[e] 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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

20.10.2023

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C.V.KARTHIKEYAN, J.

vkr

To

1. The XVIII Metropolitan Magistrate, Saidapet
2. The Inspector of Police,
E-3, Teynampet Police Station,
Chennai 18
3. The Central Prison II, Puzhal.
4. The Public Prosecutor,
High Court of Madras.

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