



CrI.O.P.No.26752 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.12.2023

CORAM

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

CrI.O.P.No.26752 of 2023

Sitharanjan @ Pazhani S/o. Vinayagam
Vs.

...Petitioner/Accused

State rep.
The Station House Officer,
Lawspet Police Station,
Puducherry.

(Crime No.147 of 2023)

...Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the petitioner on bail in Crime No.147 of 2023 pending investigation on the file of the Respondent police on such terms and conditions.

For Petitioner : Mr.A.N.Rajan

For Respondent : Mr.M.V.Ramachandra Murthy
Additional Public Prosecutor
(Puducherry)



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ORDER

The petitioner seeks bail in Crime No.147 of 2023, registered by the respondent police for the offences punishable under Section 25(1)(a) of Arms Act.

2.It is stated that the petitioner had been remanded to custody on 03.11.2023 with possession of Aruval.

3.The learned Additional Public Prosecutor (Puducherry) for the respondent stated that there are seven cases against the petitioner in which he has been convicted in one case and he has been acquitted in once case. It is stated that there are five cases are pending against the petitioner but however, taking into consideration the facts of this case and the period of incarceration, I am inclined to grant bail to the petitioner subject to the following conditions:

4.Accordingly, the petitioner is ordered to be released on bail on his executing 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 Judicial Magistrate No.I, Puducherry, and on further conditions that :-

[a] the sureties shall affix his photographs and Left Thumb



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Impression in the surety bond and the Magistrate may obtain a copy of his Aadhar card or Bank pass Book to ensure his identity.

[b] the petitioner shall report before the respondent police 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.

08.12.2023

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C.V.KARTHIKEYAN. J.



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To

1.The Judicial Magistrate No.I, Puducherry.

2.The Central Prison, Kalapet, Puducherry.

3.The Station House Officer,
Lawspet Police Station,
Puducherry.

4.The Public Prosecutor,
High Court of Madras.

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