



Crl.O.P.No.27327 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.12.2023

CORAM

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

Crl.O.P.No.27327 of 2023

Senthilkumar S/o.Ranjagam

... Petitioner/Accused

Vs.

The State represented by
The Inspector of Police,
Poraiyar Police Station,
Mayiladuthurai District.

(Crime No.122 of 2023)

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
prayed to enlarge the petitioner on bail in Crime No.122 of 2023 on the file
of the respondent.

For Petitioner : Mr.S.P.Harikrishnan

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



CrI.O.P.No.27327 of 2023

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ORDER

The petitioner seeks bail in Crime No.122 of 2023, originally registered by the respondent police for the offences punishable under Sections 174(3) of Cr.P.C., and subsequently, altered to Section 306 of IPC. The petitioner had been remanded to judicial custody on 28.10.2023.

2.The petitioner is the husband of the deceased and they had got married on 24.08.2020. His wife/the deceased had committed suicide on 16.06.2023. The defacto complainant is a father.

3.It had been alleged in the complaint that there was continuous demand for dowry from the petitioner, who was actually employed in Singapore and had demanded dowry through phone.

4.It is also stated that enquiry of the RDO had been completed and a report had also been filed and investigation has been completed.

5.In view of that particular fact, without entering into any further details, since it is for the trial Court to establish the case of the prosecution, I am inclined to grant bail to the petitioner subject to the following 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



CrI.O.P.No.27327 of 2023

only) with two sureties, each for a like sum to the satisfaction of the District Munsif cum Judicial Magistrate, Tharangambadi, and on further conditions that: -

[a] 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.

[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.

12.12.2023

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CrI.O.P.No.27327 of 2023

C.V.KARTHIKEYAN, J.
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To

- 1.The District Munsif cum Judicial Magistrate, Tharangambadi.
- 2.The Inspector of Police,
Poraiyar Police Station,
Mayiladuthurai District.
- 3.The Central Prison, Cuddalore.
4. The Public Prosecutor,
High Court of Madras.

CrI.O.P.No.27327 of 2023

12.12.2023