



Crl.O.P.No.27320 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.12.2023

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

Crl.O.P.No.27320 of 2023

Gopalakrishnan S/o. Ramesh

...Petitioner/Accused-4

Vs.

State represented by
The Inspector of Police,
Palladam Police Station,
Tiruppur District.

(Crime No.1139 of 2023)

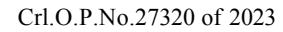
...Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail concerned in Crime No.1139 of
2023 on the file of the respondent police on such terms and conditions.

For Petitioner : Mr.N.Ponraj

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



The petitioner/A4 seeks bail in Crime No.1139 of 2023, registered by the respondent police for the offences punishable under Sections 147, 148, 294(b) & 506(ii) of IPC r/w Section 25(1)(a) of Arms Act. The petitioner had been remanded to custody on 25.10.2023.

2.The defacto complainant is running a family restaurant at Palladam. He is also the State Secretary of a political party. There was a previous dispute between the friend of the defacto complainant and another individual. All these escalated into a quarrel.

3.It is stated that in view of that particular incident, FIR had registered and considered the anticipatory bail of A6. Anticipatory bail had been granted in CrI.O.P.No.27179 of 2023 by order dated 30.11.2023.

4. In view of that particular fact and taking into consideration the period of incarceration, I am inclined to grant bail to the petitioner subject to the following conditions:

5. 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



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Thousand only) with two sureties, each for a like sum to the satisfaction of the Judicial Magistrate, Palladam, 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.

08.12.2023

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C.V.KARTHIKEYAN. J.

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To

1. The Judicial Magistrate, Palladam.
2. The Central Jail, Coimbatore.
3. The Inspector of Police,
Palladam Police Station,
Tiruppur District.
4. The Public Prosecutor,
High Court of Madras.

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