



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 24/05/2023
PRESENT

WEB COPY

The Hon`ble Mr.Justice P.VADAMALAI

CRL OP(MD) . No.9378 of 2023

Nanthagobalan @ Nandhagopalan

... Petitioner/Accused No.2

Vs

State represented by
The Inspector of Police,
Devakottai Town Police Station,
Sivagangai District.
Cr.No.107/2023.

... Respondent/Complainant

For Petitioner : M/s.A.ARPUTHARAJ
Advocate.

For Respondent : Mr.RMS.SETHURAMAN,
Additional Public Prosecutor

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

PRAYER :- For Bail in Crime No. 107/2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner / A2 who was arrested and remanded to judicial custody on 10.05.2023 for the offences under sections 294(b) and 307, 506(2), 109 of IPC in Crime No.107 of 2023 on the file of the respondent police seeks bail.

2. The case of the prosecution is that due to previous enmity the petitioner and other accused attacked the defacto complainant on the date of occurrence. Hence the complaint.

3. The learned Additional Public Prosecutor submitted that no previous case has been registered against the petitioner. The injured person has been discharged from the hospital. It is a case, case in counter.

4. Heard both sides. Perused the materials available on record including the First Information Report.



5. Taking into consideration of the facts and submissions made by the learned counsels and also the fact that the injured in this case has been discharged from the hospital, this court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five thousand only)** with two sureties, each for a like sum to the satisfaction of learned Judicial Magistrate, Devakottai, Sivagangai District, 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 his Aadhar card or Bank pass Book to ensure his identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of 30 days and thereafter as and when required for interrogation.

[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 is 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.

sd/-
24/05/2023

/ TRUE COPY /

24/05/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNN
TO

1 THE JUDICIAL MAGISTRATE,
DEVAKOTTAI, SIVAGANGAI DISTRICT.



2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.

3 THE OFFICER INCHARGE,
DISTRICT PRISON, RAMANATHAPURAM.

4 THE INSPECTOR OF POLICE,
DEVAKOTTAI TOWN POLICE STATION,
SIVAGANGAI DISTRICT.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to Mr.A.ARPUTHARAJ, Advocate SR.No.7795 (I) Dt.24/05/2023

ORDER

IN

CRL OP(MD) No.9378 of 2023

Date :24/05/2023

SA/24.05.2023/3P/7C