



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 20/06/2023
PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) . No.10986 of 2023

Praveenkumar,

... Petitioner/Accused 4

Vs

The State rep.by
The Inspector of Police,
Vilakuthoon Police Station,
Madurai District.
(Crime No.152 of 2023).

... Respondent/Complainant

For Petitioner : M/s.KARUNANITHI M,
Advocate.

For Respondent : Mr.R.M.ANBUNITHI,
Additional Public Prosecutor

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

PRAYER :- For Bail in Crime No.152 of 2023 on the file of the Respondent Police.

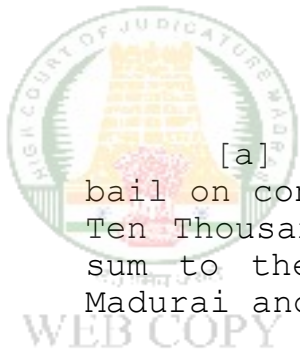
ORDER : The Court made the following order :-

The petitioner /A4 who was arrested and remanded to judicial custody on 07.05.2023 for the offence under sections 395 r/w.397 of IPC in Crime No.152 of 2023 on the file of the respondent police seeks bail.

2. The case of the prosecution is that on 05.05.2023 at 6.30am., when the defacto complainant was standing along with his friends, the accused persons surrounded them and demanded their cell phones , when the same was denied the accused persons have punched in their face and robbed the cellphone and chain, hence the case.

3. Heard both sides and perused the materials available on record including the First Information Report.

4. Taking into consideration the facts and submissions made by the learned counsels and also the period of incarceration this court is inclined to grant bail to the petitioner , subject to the following conditions:



[a] 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 blood related sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.I, Madurai and on further conditions that:

[b] 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.

[c] the petitioner shall stay at Virudhunagar and report before the Virudhunagar Town Police station daily at 10.30 a.m., and 5.30 pm., for a period of two weeks and thereafter before the respondent police daily at 10.30 am., until further orders.

[d] the petitioner shall not commit any offences of similar nature.

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

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

[g] On breach of any of the aforesaid conditions, the learned Judicial 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].

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

sd/-

20/06/2023

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20/06/2023

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

AAV

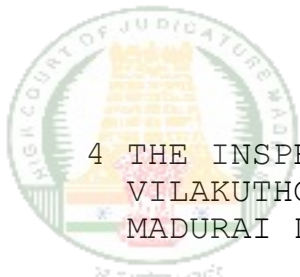
TO

1 THE JUDICIAL MAGISTRATE NO.I,
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.

3 THE SUPERINTENDENT,
CENTRAL JAIL PRISON, MADURAI.

<https://www.mca.gov.in>



4 THE INSPECTOR OF POLICE,
VILAKUTHOON POLICE STATION,
MADURAI DISTRICT.

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

COPY TO:

THE INSPECTOR OF POLICE,
VIRUDHUNAGAR TOWN POLICE STATION,
VIRUDHUNAGAR DISTRICT.

+1. CC to M/S.KARUNANITHI M Advocate SR.No.9082

ORDER

IN

CRL OP(MD) No.10986 of 2023

Date :20/06/2023

SA/VR/SAR. /20.06.2023/3P/8C