



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/06/2023

WEB COPY

PRESENT

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

CRL OP(MD). No.11662 of 2023

1. MANIKANDAN,

2. RANJITH,

... PETITIONERS/ACCUSED NO.1 & 2

VS

THE STATE REP.BY
THE INSPECTOR OF POLICE,
KEENIKARAI POLICE STATION,
RAMANATHAPURAM DISTRICT.
(CRIME NO.232 OF 2023).

... RESPONDENT/COMPLAINANT

For Petitioners : M/s.Prabha S,
Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor(Crl.Side)

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

PRAYER :-

For Bail in Crime No.232 of 2023 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners /A1 and A2 who were arrested and remanded to judicial custody on 09.06.2023 for the offence under sections 7(1) (a) Criminal Law Amendment Act, 1932 and section 25(1-A) of Arms Act,1959 in Crime No.232 of 2023 on the file of the respondent police seek bail.

2. The case of the prosecution is that the petitioners along with other accused unlawfully assembled together with dangerous weapons in the railway track and they conspired to revenge against



the accused Kokkikumar who assaulted one Ashok Kumar who is one of the accused party with sword in the Court Hall at Ramanathapuram, 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 and also the fact that co-accused was granted bail by this Court, this court is inclined to grant bail to the petitioners, subject to the following conditions:

[a] Accordingly, the petitioners are ordered to be released on bail on condition to execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two blood related sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Ramanathapuram 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 petitioners shall stay at Dharapuram and report before the Dharapuram Police Station daily at 10.30 a.m., and 5.30 pm., for a period of four weeks and thereafter report before the respondent police daily at 10.30 A.M. until further orders.

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

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

[f] the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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/-

30/06/2023

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30/06/2023

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

AAV



TO

1.THE JUDICIAL MAGISTRATE NO.II, RAMANATHAPURAM

2.DO-THROUGH, THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM.

3.THE OFFICER INCHARGE,
DISTRICT JAIL, RAMANATHAPURAM.

4.THE INSPECTOR OF POLICE,
KEENIKARAI POLICE STATION,
RAMANATHAPURAM DISTRICT.

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

ORDER

IN

CRL OP(MD) No.11662 of 2023

Date :30/06/2023

SI/ / (30.06.2023) 3P/ 6C