



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 30/06/2023
PRESENT

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

CRL OP(MD) . No.11836 of 2023

Veera @ Veeraputhiran,

... Petitioner/Accused 4

Vs

The Inspector of Police,
Sivakasi East Police Station,
Virudhunagar District.
Crime No.116 of 2023.

... Respondent/Complainant

For Petitioner : M/s.ANANTH KUMAR 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.116 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 03.04.2023 for the offences punishable under Sections 147, 148 and 302 of IPC in Crime No.116 of 2023 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the de-facto complainant's younger son and Dhanalakshi w/o Chandran are having illegal intimacy for the last three years. Due to that, one Samuvel, who is the elder sister's son of Dhanalakshmi warned the deceased. Further, on 03.04.2023 at about 04.00 p.m., when the deceased was working at Abi Sampirani Company, Hussain Colony, Sivakasi, the petitioner and other accused went there and attacked the deceased with sickles and thereby caused death to him.

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



4. Taking into consideration the facts and submissions of 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.II, Sivaksi, Virudhunagar District 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 report before the respondent police daily at 10.30 A.M. and 5.30P.M., 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/-
30/06/2023

/ TRUE COPY /

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,
SIVAKASI, VIRUDHUNAGAR DISTRICT.

<https://www.mhc.tn.gov.in/judis>



2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE OFFICER INCHARGE,
DISTRICT JAIL, VIRUDHUNAGAR,
VIRUDHUNAGAR DISTRICT.

4 THE INSPECTOR OF POLICE,
SIVAKASI EAST POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

+1. CC to M/S.ANANTH KUMAR M Advocate SR.No.9879

ORDER

IN

CRL OP(MD) No.11836 of 2023

Date :30/06/2023

SA/VR/SAR. /30.06.2023/3P/7C