



**CRL OP(MD). No.17457 of 2023**

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**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**( Criminal Jurisdiction )**

**Date : 29/09/2023**

**PRESENT**

**The Hon`ble Mr.Justice P. DHANABAL**

**CRL OP(MD). No.17457 of 2023**

**Vignesh,**

**... Petitioner/Sole Accused**

**Vs**

**State Rep.by  
The Inspector of Police,  
Ganesh Nagar Police Station,  
Pudukkottai District.  
Crime No.286 of 2023..**

**... Respondent/Complainant**

**For Petitioner : M/s.Mathavan G,Advocate.**

**For Respondent : Mr.S.Manikandan,  
Government Advocate (Crl.Side)**

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

**PRAYER :-**

**For Bail in Crime No.286 of 2023 on the file of the Respondent Police.**

**ORDER : The Court made the following order :-**

**The petitioner/Sole Accused who was arrested and remanded to judicial custody  
on 16.09.2023 for the offences punishable under Sections 20 and 25(1)(a) of Arms Act,**

**1959, in Crime No.286 of 2023, on the file of the respondent Police, seeks bail.**

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2. The case of the prosecution is that when the respondent police was on routine patrol duty, near the Jeeva Nagar, Pudukkottai to Thanjavur Road, they found this petitioner with deadly weapon. Hence, the case.

3. The learned counsel for the petitioner would contend that the petitioner is innocent and a false case has been foisted against him.

4. The learned Government Advocate (Crl. side) would submit that the petitioner is having possession of deadly weapons. He is a habitual offender. He is having one previous case, similar in nature.

5. Heard both side and perused the materials available on record.

6. Considering the rival submissions on either side, considering the nature of offence, considering the fact that no one sustained injury and also considering the period of incarceration, I am 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 sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.I, Pudukkottai, and on further conditions that:

[b] the petitioner shall report before the respondent police, daily at 10.30 A.M.

for a period of one month, thereafter, as and when required for interrogation.



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

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

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

[f] 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].

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

sd/-  
29/09/2023

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29/09/2023  
Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TM  
TO

1 THE JUDICIAL MAGISTRATE NO.I  
PDUKKOTTAI  
2 DO THROUGH:  
THE CHIEF JUDICIAL MAGISTRATE,  
PUDUKKOTTAI DISTRICT.

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3 THE OFFICER INCHARGE  
DISTRICT PRISON, PUDUKKOTTAI.

4 THE INSPECTOR OF POLICE  
GANESH NAGAR POLICE STATION,  
PUDUKKOTTAI DISTRICT.

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

+1 CC to M/s.G.MATHAVAN, Advocate ( SR-14471[I] dated 29/09/2023 )

ORDER  
IN

CRL OP(MD) No.17457 of 2023  
Date :29/09/2023

PKP/SAR- /29.09.2023/ 4P/ 7C

Madurai Bench of Madras High Court is issuing certified  
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