



WEB COPY



Crl.O.P.No.84 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.01.2024

CORAM

THE HON'BLE MR. JUSTICE C.V.KARTHIKEYAN

Crl.O.P.No.84 of 2024

Pei @ Prasanth

... Petitioner

Vs.

The State represented by
The Inspector of Police,
Vellore South Police Station,
Crime No.52 of 2023

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
prayed to enlarge the petitioner on bail in Crime No.52 of 2023 on the file of
the respondent Police.

For Petitioner : Mr.S.Seenuvasan

For Respondent : Mr.L.Baskaran
Government Advocate (Crl. Side)

ORDER

The petitioner who was arrested and remanded to judicial custody
on 24.10.2023 for the offences under Sections 392 and 397 of IPC, in Crime
No.52 of 2023 on the file of the respondent Police, seeks bail.



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2. It is alleged that the petitioner had demanded mamool at knife point.

3.The learned Government Advocate (crl.side) stated that there are 8 previous cases against the petitioner. He further stated that the investigation has been completed and final report has also been filed before the learned Judicial Magistrate No.I, Vellore on 30.10.2023.

4.Taking into consideration the period of incarceration and also of the fact that the investigation has been completed, I am inclined to grant bail to the petitioner subject to the following conditions:

5.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, Vellore 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 their Aadhar card or Bank pass Book to ensure their identity.

[b]the petitioner shall report before the respondent Police, on everyday at 10.30 a.m., for a period of two weeks and thereafter, report before the Judicial Magistrate No.I, Vellore, on every Monday, till the



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date of framing of charges and thereafter, during the Court hearing dates.

[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 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.

05.01.2024

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C.V.KARTHIKEYAN, J.

vkr

To

- 1.The Judicial Magistrate No.I, Vellore.
- 2.The Inspector of Police,
Vellore South Police Station
- 3.The Central Prison, Vellore.
4. The Public Prosecutor, High Court of Madras.

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