



Crl.O.P.No.2972 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.02.2024

CORAM

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

Crl.O.P.No.2972 of 2024

1.Ismail @ Ismail Sabiyullah
2.Babu
3.Waseem @ Waseem Akram

...Petitioners/Accused

Vs.

State represented by
The Inspector of Police,
Ambur Taluk Police Station,
Tirupattur District.

(Crime No.49 of 2024)

...Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioners on bail concerned in Crime No.49 of
2024 on the file of the respondent police on such terms and conditions.

For Petitioners : Mr.T.Dhasarathan

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



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ORDER

The petitioners/accused in Crime No.49 of 2024, registered by the respondent police for the offences under Sections 294(b), 323, 324, 295(A) and 307 of IPC, seek bail. They had been remanded to judicial custody on 28.01.2024.

2.It is stated that the defacto complainant and his friend had gone to Madhanur to put a welcome banner for a political party and then they went to a hotel, and there a wordy quarrel arose which escalated into violence.

3.It is stated that the injured had been discharged from the hospital. Taking all the factors into consideration, I am inclined to grant bail to the petitioner subject to the following conditions:

4.Accordingly, the petitioners are ordered to be released on bail on condition to execute separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the Judicial Magistrate, Ambur, Tirupattur District, and on further conditions that: -



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[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 petitioners shall report before the respondent police everyday at 10.30 a.m., until further orders.

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

[d] the petitioners 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 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].

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

13.02.2024

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C.V.KARTHIKEYAN. J.
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To

- 1.The Judicial Magistrate, Ambur, Tirupattur District.
- 2.Central Jail, Vellore.
- 3.The Inspector of Police,
Ambur Taluk Police Station,
Tirupattur District.
- 4.The Public Prosecutor,
High Court of Madras.

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