



Crl.O.P.No.3154 of 2024

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.3154 of 2024

1. Paulraj

2. Annadurai

... Petitioners

Vs.

The State represented by
The Inspector of Police,
The Forest Range Officer
Namakkal District
W.L.O.R.No.2 of 2024

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
prayed to enlarge the petitioner on bail in W.L.O.R.No.2 of 2024 on the file
of the respondent.

For Petitioners : Mr.W. Camyles Gandhi

For Respondent : Mr.L.Baskaran

Government Advocate (Crl. Side)

ORDER

The petitioners, who were arrested and remanded to judicial
custody on 09.01.2024, for the offences registered under Sections 21(d), (h),
Forest Act 1882, 2(25), 2(35), 2(36), 9, 50(1c), 51(1) of Wild Life Protection



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Amendment Act 1972 in W.L.O.R.No.2 of 2024 on the file of the respondent Police, seek bail.

2. The case of the prosecution is that that the petitioners were hunting wild animals near Pongalayee amman Temple by using of the country gun.

3. The learned Government Advocate(Crl side) submitted that the petitioners they seized the country gun from the petitioners. It is further stated that there is no previous case against the petitioners.

4.Taking all these factors into consideration, I am inclined to grant bail to the petitioners subject to the following conditions:

5.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 sureties, each for a like sum to the satisfaction of the learned **Judicial Magistrate, Sendamangalam** 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 petitioners shall report before the respondent police everyday at 10.30 a.m., until further orders.**



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[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 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.

13.02.2024

smn

To

1.The Judicial Magistrate, Sendamangalam

2.The Inspector of Police,
The Forest Range Officer
Namakkal District
W.L.O.R.NoNo.2 of 2024

3.The Sub Jail - Namakkal

4. The Public Prosecutor, High Court of Madras.



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C.V.KARTHIKEYAN, J.

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