



Crl.O.P.No.4534 of 2024

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.03.2024

CORAM

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

Crl.O.P.No.4534 of 2024

Rajkannu

...petitioner

Vs.

State represented by
The Inspector of Police,
Koradachery Police Station,
Thiruvarur District.
Crime No.297 of 2023

...Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the petitioner on bail in Crime No.297 of 2023 on the file of the respondent Police.

For petitioner : Mr.J.Ranjithkumar

For Respondent : Mr.L.Baskaran
Government Advocate (crl.side)

ORDER

The petitioner/A2 who was arrested and remanded to judicial custody on 06.02.2024 for the offences registered by the respondent Police under Sections 452, 294(b), 324 and 307 of IPC, in Crime No.297



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of 2023, seeks bail.

2.The case of the prosecution is that A1 is running a tailoring shop and the wife of the defacto complainant had given clothes for stitching but A1 had not stitched it within the time. Hence, there was a wordy quarrel between the defacto complainant and the accused persons, which escalated into violence and assault leading to injuries on the defacto complainant.

3.The learned counsel for the petitioner stated that the other accused have been granted either bail or anticipatory bail.

4.The learned Government Advocate (crl.side) stated that the injured had been discharged from the hospital.

5.Taking all the factors into consideration and the period of incarceration, this Court is inclined to grant bail to the petitioner subject to the following conditions:

6.Accordingly, the petitioner is ordered to be released on bail on executing 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, Thiruvavarur and on further conditions that :-

[a] the sureties shall affix their photographs and Left



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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, everyday at 10.30 a.m., until further orders.

[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.

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C.V.KARTHIKEYAN. J.

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To

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1. The Judicial Magistrate, Thiruvarur.
2. The Sub Jail, Mannargudi.
3. The Inspector of Police,
Koradachery Police Station,
Thiruvarur District.
4. The Public Prosecutor, High Court of Madras.

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