



Crl.O.P.No.6457 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.03.2024

CORAM

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

Crl.O.P.No.6457 of 2024

1.Balakrishnan
2.Venugopal

..petitioners

Vs.

State represented by
The Inspector of Police,
Singarapettai Police Station,
Krishnagiri District.
(Crime No.54 of 2024).

...Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the petitioners on bail in Crime No.54 of 2024 pending on the file of the respondent Police.

For petitioners : Mr.J.Pradeep

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

ORDER

The petitioners, who were arrested and remanded to judicial custody on 02.03.2024 for the offences registered by the respondent



Crl.O.P.No.6457 of 2024

Police under Sections 25(1A) of Arms Act in Crime No.54 of 2024, seek bail.

2.A1 was in possession of country gun and gun powder.

3.It is stated by the learned counsel for the petitioners that the gun was used for protection from wild animals.

3.The learned Government Advocate (Crl.side) stated that the country gun had been recovered.

4.Taking all the factors into consideration and the period of incarceration, this Court is 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 separate 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, Uthangarai 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.



Crl.O.P.No.6457 of 2024

[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.

21.03.2024

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Crl.O.P.No.6457 of 2024

C.V.KARTHIKEYAN. J.

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To

- 1.The Judicial Magistrate, Uthangarai.
2. The Central Prison, Salem.
- 3.The Inspector of Police,
Singarapettai Police Station,
Krishnagiri District.
- 4.The Public Prosecutor, High Court of Madras.

Crl.O.P.No.6457 of 2024

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