



Crl.O.P.No.6910 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.6910 of 2024

Bagavathi @ Singaravelu
S/o. Thiagarajan

...Petitioner/Accused-1

Vs.

State represented by
The Inspector of Police,
Velankanni Police Station,
Nagapattinam District.
(Crime No.39 of 2024)

...Respondent / Complainant

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail in Crime No.39 of 2024 on the
file of the respondent police.

For Petitioner : Mr.U. Kathiravan

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



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 29.01.2024 for the offences punishable under Sections 448, 294(b) & 506(ii) of IPC r/w. Section 25(1)(a) of Indian Arms Act in Crime No.39 of 2024, seeks bail.

2.It is stated that the accused and the defacto complainant are relatives. Due to property dispute, the accused entered into the house of the defacto complainant and threatened him at knife point.

3.It is stated by the learned Government Advocate (Crl. Side) that the petitioner is a history sheeted rowdy and there are several cases against him.

4.Earlier application seeking bail was dismissed on 29.02.2024 in Crl.O.P.No.4945 of 2024.

5.The one change in circumstance is that investigation has been completed and charge sheet has been filed.

6.Taking that factor into consideration, I am inclined to grant bail to the petitioner subject to the following conditions:



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7. 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 District Munsif cum Judicial Magistrate, Kilvelur, 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 appear 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].



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

21.03.2024

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To

1. The District Munsif cum Judicial Magistrate, Kilvelur
2. The District Prison, Nagapattinam.
3. The Inspector of Police,
Velankanni Police Station,
Nagapattinam District.
4. The Public Prosecutor,
High Court of Madras.



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C.V.KARTHIKEYAN. J.

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