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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.04.2024

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.9828 of 2024

Dillibabu

... Petitioner

Vs.

State Rep by.
The Inspector of Police,
Bagayam Police Station,
Vellore District.
Crime No. 152 of 2024

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleased to enlarge the petitioner on bail in crime No. 152 of 2024 pending on
the file of the The Inspector of Police, Bagayam Police Station, Vellore
District.

For Petitioner : Mr.S.Silambuselvan
For Respondent : Mr.V.Meganathan, B.A., B.L.,
Government Advocate (Crl. Side)



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 05.04.2024 for the alleged offences punishable under Sections 341, 294(b), 394, 397, 506(ii) IPC in **crime No. 152 of 2024** on the file of the respondent, seeks bail.

2. The case of the prosecution is that the defacto complainant lodged a complaint before the respondent police stating that the petitioner has robbed the defacto complainant at knife point of Rs.1200/-. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. He prays to allow this petition.

4. The learned Government Advocate submitted that the petitioner has robbed the defacto complainant at knife point of Rs.1200/-. Further, he stated that there is no previous case pending against the petitioner.

5. Considering the period of incarceration undergone by the



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petitioner and also there is no previous case pending against the petitioner.

Hence, this Court is inclined to grant bail to the petitioner.

6. . Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with **two sureties (one must be a blood surety)**, each for a like sum to the satisfaction of the **learned Judicial Magistrate No.1, Vellore**, 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 report before the respondent police on every Saturday at 10.30 a.m. for a period of three months and thereafter as and when required for interrogation;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence



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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 abscond, a fresh FIR can be registered under Section 229A IPC.

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T.V.THAMILSELVI,J.

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To

1. The **Judicial Magistrate No.1, Vellore,.**
2. The Inspector of Police,
Bagayam Police Station,
Vellore District.
3. The Central Prison, Vellore.
4. The Public Prosecutor,
High Court of Madras.

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