



Crl.O.P.No.21649 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.09.2024

CORAM

THE HON'BLE MR. JUSTICE P.DHANABAL

Crl.O.P.No.21649 of 2024

Maheshkumar

...Petitioner/Accused

Vs.

The State Represented by
The Inspector of Police
South Police Station
Tiruppur District.
Crime No.351 of 2024

...Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S. Act, 2023, praying to enlarge the petitioner on bail in Crime No.351 of 2024 on the file of the respondent police.

For Petitioner : Mr.J.Franklin

For Respondent : Mr.S.Vinoth Kumar
Government Advocate (Crl. Side)



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4. Learned Government Advocate (Crl.Side) for the respondent police opposed granting bail to the petitioner by stating that the petitioner had snatched the mobile phone of the defacto complainant. He further submitted that there are five previous cases pending against the petitioner; and that the property was recovered.

5. Heard both sides and perused the materials available on record.

6. Considering the representation made by both sides, the nature of offence, the property was recovered, that though the petitioner has some previous cases, in all cases, he was released on bail, and also taking into consideration the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions:

7. 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, each for a like sum to the satisfaction of the learned ***Judicial Magistrate No.II, Tiruppur***, and on further conditions



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that:
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[a] the petitioner shall report before the respondent police daily at 10.30 a.m. for a period of thirty days and thereafter, as and when required for the interrogation;

[b] the petitioner shall attend in accordance with the conditions of the bond;

[c] the petitioner shall not commit any offences of similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

[d] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;

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

[f] On breach of any of the aforesaid conditions, the learned Judicial 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]; and



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[g] If the accused thereafter absconds, a fresh FIR
can be registered under Section 269 B.N.S.

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dk

To

- 1.The Judicial Magistrate No.II,
Tiruppur.
- 2.The Superintendent of Prison,
Central Prison Coimbatore.
- 3.The Inspector of Police,
South Police Station,
Tiruppur District.
- 4.The Public Prosecutor
High Court of Madras.



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P.DHANABAL, J.

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