



WEB COPY



Crl.O.P.No.21830 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.21830 of 2024

Julee @ Samraj

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
Vedaranyam Police Station,
Nagapattinam District.
(Crime No. 40 of 2024).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S.,
pleased to enlarge the petitioner on bail, in Crime No. 40 of 2024 on the file
of the respondent Police.

For Petitioner : Mr.S.Arivazhagan

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

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 07.03.2024, for the alleged offences punishable under Sections 147, 148,



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341, 120(B) and 302 of IPC, in Crime No.40 of 2024, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that there was a civil dispute between the defacto complainant's husband and first petitioner. On 07.03.2024, when the defacto complainant's husband was riding in a two-wheeler, due to previous enmity, this petitioner along with other accused persons brutally attacked the defacto complainant's husband with deadly weapons, and later he died. Hence, the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, due to previous enmity, he has been falsely implicated in this case. He has not committed any offence as alleged in the FIR. He further submit that the co-accused was released on bail. He would further submit that the petitioner was arrested and is in judicial custody for more than 180 days and is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed bail for the petitioner.



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on bail, and also considering all others factors, I am inclined to grant bail to the petitioner, subject to 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 Judicial Magistrate, Vedaranyam, and on further conditions that:-

[a] the petitioner shall report before the Trial Court on all working days at 10.30 a.m., until further orders.

[b] the petitioner shall not commit any offences of similar nature.

[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 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



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Kerala [(2005)AIR SCW 5560].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

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drl

To

- 1.The Judicial Magistrate,
Vedaranyam
- 2.The Inspector of Police,
Vedaranyam Police Station,
Nagapattinam District.
- 3.The Superintendent,
Central Prison, Trichy.
- 4.The Public Prosecutor,
High Court of Madras.

P.DHANABAL, J.



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