



CRL OP(MD). No.2404 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 15/02/2024

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

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Mohanavel

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Madhukkur Police Station,
Thanjavur District.
(Crime No.150/2023.)

... Respondent/Complainant

For Petitioner : M/s.Venkateshwar R, Advocate.

For Respondent : Mr.B.Nambi Selvan,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.150/2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who was arrested and remanded to judicial custody on 30.01.2024 for the offences punishable under Sections 147, 341, 342,



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294(b), 307 and 506(ii) of IPC, in Crime No.150 of 2023, on the file of the respondent police, seeks bail.

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2.The case of the prosecution is that there was a wordy quarrel between the petitioner and his father-in-law, due to which, the petitioner attacked the defacto complainant and abused him in filthy language. Hence, the case.

3.The learned counsel appearing for the petitioner would submit that the petitioner did not commit any offence as alleged by the prosecution and he is in judicial custody since 30.01.2024. Hence, she prays for grant bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the State would submit that the petitioner married one of the daughters of the defacto complainant and thereafter, he demanded the defacto complainant to give marriage of his another daughter to the petitioner and hence, the above said occurrence had happened. Hence, he strongly opposed to grant of bail to the petitioner. However, he fairly conceded that the injured was already discharged from the hospital.

5.Heard. Perused the materials available on record including the First Information Report.

6.Considering the fact that the injured was already discharged from the hospital and also considering the period of incarceration suffered by the petitioner, this court is inclined to grant bail to the petitioner with certain conditions.



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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, Pattukottai, Thanjavur District, 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 is directed to appear before the respondent police daily at 10.30 a.m until further orders;

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond 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]; and;



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(f)if the accused thereafter absconds, a fresh FIR can be registered

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under Section 229-A IPC.

sd/-
15/02/2024

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15/02/2024

Sub-Assistant Registrar (Writ)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SJI

To

- 1.The Judicial Magistrate,
Pattukottai, Thanjavur District.
- 2.Do through the Chief Judicial Magistrate,
Thanjavur District at Kumbakonam.
- 3.The Inspector of Police,
Madhukkur Police Station,
Thanjavur District.
- 4.The Officer Incharge,
Sub Jail, Pudukottai.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN

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Date :15/02/2024



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ED/ /SAR- (15/02/2024) 5P / 6C

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