



CRL OP(MD). No.7815 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/05/2024

PRESENT

The Hon`ble Mrs.Justice L.VICTORIA GOWRI

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Thangadurai

... Petitioner/Sole Accused

Vs

The State rep. By
The Inspector of Police,
Maraneri Police Station,
Virudhunagar District.
(Crime No.26 of 2024)

... Respondent/Complainant

For Petitioner : Mr.A.Manikandan, Advocate.

For Respondent : Mr.S.S.Madhavan
Government Advocate (Criminal)

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

PRAYER :-

For Bail in Crime No. 26/2024 on the file of the Respondent Police.



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ORDER: The Court made the following order :-

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The petitioner/Sole Accused who was arrested and remanded to judicial custody on 05.05.2024 for the offences under Sections 341, 323, 506(i) of I.P.C @ 341, 323, 506 (i) and 304(ii) of I.P.C., in Crime No.26 of 2024 on the file of the respondent police seeks bail.

2. The case of the prosecution is that On 05.03.2024, when the defacto complainant was going to take his cycle, the petitioner waylaid the defacto complainant and quarrelled with him. Thereafter, when the defacto complainant's sister tried to intervene, the petitioner pushed her down and thereby, caused injuries on her head. Hence the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in the case. The petitioner has been in judicial custody for the past 25 days.

4. The learned Additional Public Prosecutor appearing for the State would submit that the injury is simple in nature.

4. Heard the learned counsel for the petitioner and also the learned Additional Public Prosecutor.

5. Considering the facts and circumstances of the case and also taking note of the period of incarceration, this Court is inclined to grant bail to the petitioner, subject to



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the following conditions:-

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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, each for a like sum to the satisfaction of learned Judicial Magistrate No.I, Sivakasi, Virudhunagar 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 shall report before the respondent police daily at 10.30 a.m., for a period of two weeks 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 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 is 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

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Section 229A IPC.

sd/-
29/05/2024

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29/05/2024
Sub-Assistant Registrar (Vigilance)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MRN

To

1.The Judicial Magistrate No.I,
Sivakasi, Virudhunagar District.

2.Do through the Chief Judicial Magistrate,
Virudhunagar District at Srivilliputhur.

3.The Inspector of Police,
Maraneri Police Station,
Virudhunagar District.

4.The Officer Incharge,
District Jail,
Virudhunagar.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.A.MANIKANDAN, Advocate (SR-5937[I] dated 29/05/2024)



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ORDER

IN

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Date :29/05/2024

ED/ /SAR- (29/05/2024) 5P / 7C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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