



CRL OP(MD). No.8986 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/06/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.8986 of 2024

Abul Hasan Shadhali

... Petitioner/4th Accused

Vs

The State represented by
The Inspector of Police,
Mimisal Police Station,
Pudukkottai District.
(Crime No.43/2024).

... Respondent/Complainant

For Petitioner : M/s.Vijayendiran.V,Advocate

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

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

PRAYER :-

For Bail in Crime No.43/2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

The respondent police registered a case as against this petitioner in Crime No.43 of 2024 for the offence under Section 174(iii) of Cr.P.C, subsequently, the same was altered as 147, 148, 302 and 341 IPC and remanded him into judicial custody on 09.12.2023. Therefore, the petitioner has filed this petition seeking bail.

2. The case of the prosecution is that due to previous enmity, on 22.04.2024, the petitioner along with the other accused has murdered the deceased. Hence the case.

3. The learned counsel for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. However, he has been arrested and he is languishing in jail from 09.12.2023. Therefore, he prays for grant of bail.

4. The learned Additional Public Prosecutor appearing for the respondent submits that only the accused Nos.1, 2, 5, 7 and 12 have conspired to kill the deceased and the accused Nos.7 and 17 have engaged henchmen from Dindigul District.

5. Considering the facts and circumstances of the case, the period of incarceration and also considering there is no specific overt act against the petitioner, this Court is inclined to grant bail to the petitioner.

6. Accordingly, this Criminal Original Petition is ordered and the petitioner is

ordered to be released on bail

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i) on the petitioner executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Mannamelkudi, Pudukottai District.

ii) The petitioner and the sureties shall submit a copy of their Aadhaar Card or any other identity card issued by the Government in proof of their residence address;

iii) The petitioner appear before the respondent Police, daily at 10.30 a.m. and 05.30 p.m until further orders. He has to co-operate for the investigation.

iv) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses. He shall be available for the trial as well.

v) On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the bail.

sd/-
20/06/2024

/ TRUE COPY /

20/06/2024
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR
TO
1 THE JUDICIAL MAGISTRATE
MANNAMELKUDI, PUDUKKOTTAI DISTRICT.

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- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
PUDUKOTTAI DISTRICT.
- 3 THE OFFICER INCHARGE
DISTRICT JAIL, PUDUKKOTTAI DISTRICT.
- 4 THE INSPECTOR OF POLICE
MIMISAL POLICE STATION,
PUDUKKOTTAI DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.V.VIJAYENDIRAN, Advocate (SR-6755[I] dated 20/06/2024)

ORDER
IN
CRL OP(MD) No.8986 of 2024
Date :20/06/2024

PKP/20.06.2024/ 4P/ 7C

Madurai Bench of Madras High Court is issuing certified
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