



CRL OP(MD). No.9535 of 2024

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

Date : 05/07/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.9535 of 2024

Sriram

... Petitioner/ Accused

Vs

The Inspector of Police,
Vallam Police Station,
Thanjavur District,
(Crime No.200 of 2024)

... Respondent/Complainant

For Petitioner : M/s.S.Abdul Rahuman,Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

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

PRAYER :- For Anticipatory Bail in Crime No.200 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused, who was arrested and remanded to judicial custody on 29.04.2024 for the offences punishable under Sections 147, 148, 120B, 109, 341, 427, 294(b), 307 and 302 I.P.C, in crime No.200 of 2024 on the file of the respondent



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police, seeks bail.

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2.The case of the prosecution is that due to business motive, the petitioner along with other accused abused the defacto complainant and one Appu @ Hariharan and Vinoth in filthy language and also assaulted them, due to which, the said Appu @ Hariharan died on the spot and one Vinoth caused grievous injuries.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner is in judicial custody from 29.04.2024, hence he may be released on bail.

4.The learned Government Advocate (Crl. side) would submit that the investigation is yet to be completed. Hence, he strongly opposed to grant bail. However, he would further there is no previous case as against the petitioner.

5.Considering the facts and circumstances of the case and also considering the facts that the major part of the investigation might have been completed and the petitioner is in judicial custody from 29.04.2024, this Court is inclined to grant bail to the petitioner on certain conditions.

6.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on 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



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learned Judicial Magistrate No.II, Thanjavur;

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(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

(ii)the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

(iii)the petitioner shall not tamper with evidence or witness;

iv)the petitioner shall not abscond during trial.

v)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].

sd/-
05/07/2024

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05/07/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS



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To

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1.The Judicial Magistrate No.II,
Thanjavur.

2.Do through the Chief Judicial Magistrate,
Thanjavur District at Kumbakonam.

3.The Inspector of Police,
Vallam Police Station,
Thanjavur District.

4.The Superintendent,
Central Prison, Trichy.

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

+1 CC to M/s.A.ABDUL RAHUMAN, Advocate (SR-7526[I] dated 05/07/2024)

ORDER

IN

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Date :05/07/2024

ED/ /SAR- (05/07/2024) 4P / 7C

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