



CRL OP(MD). No.10162 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/07/2024

PRESENT

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

CRL OP(MD). No.10162 of 2024

Baranikumar

... Petitioner/ Accused No.3

Vs

The Inspector of Police,
Srirangam Police Station,
Trichy City.
Crime No. 599/2024

... Respondent/Complainant

For Petitioner : Mr.R.Alagia Nambi, Advocate.

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

PETITION FOR BAIL UNDER SEC 439 OF CR.P.C.

PRAYER :-

For Bail in Crime No. 599 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 07.06.2024 for the offences punishable under Sections 394 and 397 I.P.C in Crime No.599 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner and other accused attacked



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the defacto complainant with hands and also took away a sum of Rs.5,500/- from the defacto complainant.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent and he has been falsely implicated in this case. He would further submit that the petitioner is in custody from 07.06.2024. Hence, he prayed to grant bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent police would strongly oppose this petition on the ground that the petitioner is having one previous case and the investigation is pending. He further submits that co-accused in this case/ A2 was already released on bail and the injured discharged from the hospital.

5.Considering the facts and circumstances of the case and also considering the period of incarceration and the fact that co-accused was already released on bail, this Court is inclined to grant bail to the petitioner subject to the following 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 Judicial Magistrate, Srirengam.

(i)the sureties shall affix their photographs and left thumb impression in the



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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 petitioners 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].

(vi) If the accused thereafter abscond, a fresh FIR can be registration under Section 229A IPC.

sd/-
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Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS



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1 THE JUDICIAL MAGISTRATE, SRIRENGAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TRICHY.

3 THE INSPECTOR OF POLICE, SRIRANGAM POLICE STATION, TRICHY CITY.

4 THE SUPERINTENDENT, CENTRAL PRISON, TRICHY.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.R.ALAGIA NAMBI, Advocate (SR-7673[I] dated 09/07/2024)

ORDER

IN

CRL OP(MD) No.10162 of 2024

Date :09/07/2024

RS//SAR-(09.07.2024) 4P 7C

Madurai Bench of Madras High Court is issuing
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