



CRL OP(MD). No.10336 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/07/2024

PRESENT

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

CRL OP(MD). No.10336 of 2024

Maya @ Muniyandi

... Petitioner/ Accused No.5

Vs

The Inspector of Police,
Narikudi Police Station,
Virudhunagar District,
Crime No.104/2024.

... Respondent

For Petitioner : Mr. Ramsundarvijayraj.S,
Advocate.

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

PETITION FOR BAIL Under Sec. 483 of B.N.S.S

PRAYER :-

For Bail in Crime No.104/2024 on the file of the respondent police



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ORDER : The Court made the following order :-

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The petitioner/A3, who was arrested and remanded to judicial custody on 10.06.2024 for the offences punishable under Sections 147, 148, 452, 294(b), 323, 324, 307, and 506(ii) of IPC and Section 4 of TNPHW Act in Crime No.104 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that due to previous enmity, the petitioner and other accused abused the defacto complainant by using filthy language and attacked him with knife and aruval and also criminally intimidated him. Hence, the complaint.

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 to wreck vengeance, the defacto complainant given a false complaint against the petitioner. He would further submit the petitioner is in custody from 10.06.2024. Hence, he prayed to grant bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent police strongly opposed this petition, however, he would submit that in this case, the



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injured has already been discharged from the hospital and no previous case is pending against the petitioner.

5.Considering the facts and circumstances of the case and also considering the facts that the injured has already been discharged from the hospital and no previous case is pending against the petitioner and he is in judicial custody from 10.06.2024, 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 learned Judicial Magistrate, Thiruchuli, Virudhunagar District.

(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., for a period of four weeks.

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

iv)the petitioner shall not abscond during trial.



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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].

vi) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
18/07/2024

/ TRUE COPY /

18/07/2024
Sub-Assistant Registrar (CS -II)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SKN

TO

1. THE JUDICIAL MAGISTRATE, THIRUCHULI, VIRUDHUNAGAR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT @ SRIVILLIPUTHUR.
3. THE OFFICER IN CHARGE, ARUPPUKOTTAI SUB JAIL.
4. THE INSPECTOR OF POLICE,
NARIKUDI POLICE STATION,
VIRUDHUNAGAR DISTRICT,



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

+1 CC to M/s.S.RAMSUNDARVIJAYRAJ, Advocate (SR-8089[I] dated 18/07/2024)

ORDER
IN
CRL OP(MD) No.10336 of 2024
Date :18/07/2024

RK/(18/07/2024) 5P / 7C

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