



CRL OP(MD)No.11263 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23.07.2024

PRESENT

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

CRL OP(MD)No.11263 of 2024

Mukeshkumar

... Petitioner / Accused No.4

Vs

The Inspector of Police,
Sivakasi Town Police Station,
Virudhunagar District.
Crime No.79 of 2024

... Respondent/Complainant

For Petitioner : Mr.R.Venkatesan, Advocate

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

PETITION FOR BAIL Under Sec.483 of B.N.S.S. U/s 439 of Cr.P.C.

PRAYER :-

For Bail in Cr No.79 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 22.05.2024



CRL OP(MD)No.11263 of 2024

for the offence punishable under Sections 406, 420, 109 IPC altered into Sections 406, 420, 409, 109, 465, 468, 471 and 120(B) IPC in Cr.No.79 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the accused persons pledged furious jewels and borrowed a sum of Rs.14,10,43,667/-. Hence, the case.

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 this Court already granted bail to the co-accused and hence he may be released on bail.

4.The learned Additional Public Prosecutor would submit that the investigation is yet to be completed.

5.Considering the period of incarceration and also considering the fact that this Court already granted bail to the co-accused, this Court is inclined to grant bail to the petitioner on certain conditions.



CRL OP(MD)No.11263 of 2024

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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 No.I, Sivakasi.

[i] the sureties shall affix their photographs and Left thumb Impression in the surety bond and the Special Court/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 on every Saturday 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 Judicial 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



CRL OP(MD)No.11263 of 2024

Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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[vii] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
23/07/2024

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23/07/2024
Sub-Assistant Registrar (LIASONING)
Madurai Bench of Madras High Court,
Madurai - 625 023.

gns

TO

- 1.THE JUDICIAL MAGISTRATE NO.I, SIVAKASI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT @ SRIVILLIPUTHUR.
- 3.THE SUPERINTENDENT,
DISTRICT PRISON,
VIRUDHUNAGAR.
- 4.THE INSPECTOR OF POLICE,
SIVAKASI TOWN POLICE STATION,
VIRUDHUNAGAR DISTRICT.
- 5.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



CRL OP(MD)No.11263 of 2024

WEB COPY +1 CC to M/s.R.VENKATESWARAN, Advocate (SR-8333[I] dated 23/07/2024)

ORDER
IN
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Date :23/07/2024

RK (23/07/2024) 5P / 7C

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