



CRL OP(MD). No.10838 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/07/2024

PRESENT

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

CRL OP(MD). No.10838 of 2024

1. Manga,

2. Usha,

3. Sivani,

... Petitioners/ A1, A2 & A3

Vs

The Inspector of Police,
Thideer Nagar Police Station,
Madurai City..
Cr. No. 277/2024

... Respondent/Complainant

For Petitioner : Mr.P.Praveenkumar,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of B.N.S.S. - Under Section of 439 of Cr.P.C.

PRAYER :-

For Bail in Crime No. 277 of 2024 on the file of the respondent police.



CRL OP(MD). No.10838 of 2024

ORDER : The Court made the following order :-

WEB COPY

The petitioners/A1, A2 & A3, who were arrested and remanded to judicial custody on 07.07.2024 for the offence punishable under Section 303(2) of the Bharatiya Nyaya Sanhita (BNS), 2023, in Crime No.277 of 2024 on the file of the respondent police, seek bail.

2.The case of the prosecution is that the first petitioner robbed a sum of Rs.10,000/- from the bag of the defacto complainant and handed over the same to the petitioners 2 & 3. Hence, the case.

3.The learned counsel for the petitioners would submit that the petitioners are innocents and they have not committed any offence as mentioned in the FIR. Further, they are in judicial custody from 07.07.2024. Hence, they may be granted bail.

4.The learned Additional Public Prosecutor would submit that the robbed amount was recovered from the accused. The petitioners are having 2 previous cases in similar nature. Hence, he vehemently, opposed to grant bail to the petitioner.

5.Considering the facts and circumstances of the case and also considering the

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.10838 of 2024

period of incarceration, this Court is inclined to grant bail to the petitioners on certain conditions.

6. Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.V, Madurai.

(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 petitioners shall report before the concerned trial Court on all working days daily at 10.30 a.m., for a period of four weeks and thereafter, as and when required for interrogation;

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

iv) the petitioners shall not abscond during trial.



CRL OP(MD). No.10838 of 2024

WEB COPY

v)On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners 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 registered under Section 229A IPC.

sd/-
19/07/2024

/ TRUE COPY /

19/07/2024
Sub-Assistant Registrar (AD-II)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS

TO

1. THE JUDICIAL MAGISTRATE NO.V, MADURAI.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
3. THE SUPERINTENDENT, CENTRAL PRISON FOR WOMAN,
MADURAI..
4. THE INSPECTOR OF POLICE,
THIDEER NAGAR POLICE STATION, MADURAI CITY..



CRL OP(MD). No.10838 of 2024

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

+1 CC to M/s.P.PRAVEEN KUMAR, Advocate (SR-8187[I] dated 19/07/2024)

ORDER
IN
CRL OP(MD) No.10838 of 2024
Date :19/07/2024

RK (19/07/2024) 5P / 7C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023