



CRL OP(MD). No.11246 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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Karuppasamy @ Prabakaran,

... Petitioner/ Accused 5

Vs

The Inspector of Police,
Krishnankovil Police Station,
Virudhunagar District.
(In Crime No.111/2024).

... Respondent/ Complainant

For Petitioner : Mr.Ananthkumar M,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime no.111 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 19.06.2024 for the offences punishable under Sections 302 I.P.C @ 212 and 302 I.P.C, in Crime No.111 of 2024 on the file of the respondent police, seeks bail.

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



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brutally attacked the deceased and thereby he died. Hence, the case.

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3. Heard the learned counsel on either side and perused the material records of the case.

4. Considering the nature of allegation against the present petitioner that in a case of murder, where A1 to A4 said to have murdered the deceased on account of the fact that he was living separately from his wife and as ill-treated his wife and the allegation against the present petitioner is that he is harbouring the said accused alone and considering the fact that the petitioner is arrested on 19.06.2024 and he is having one previous case of violation of Mines and Minerals Act alone, I am inclined to enlarge the petitioner on bail with certain conditions.

5. 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, Srivilliputhur, 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 trial Court daily at 10.30 a.m for a period of four weeks and thereafter, as and when required for interrogation; It is



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made clear that no relaxation of the condition for the said period will be entertained

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by this court;

(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].

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

sd/-
09/08/2024

/ TRUE COPY /

09/08/2024
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS

TO

1 THE JUDICIAL MAGISTRATE,
SRIVILLIPUTHUR, VIRUDHUNAGAR DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, VIRUDHUNAGAR DISTRICT AT
SRIVILLIPUTHUR.



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3 THE OFFICER INCHARGE,
DISTRICT PRISON, VIRUDHUNAGAR DISTRICT.

4 THE INSPECTOR OF POLICE,
KRISHNANKOVIL POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.M.ANANTHKUMAR, Advocate (SR-9749[I] dated 09/08/2024)

ORDER IN
CRL OP(MD) No.11246 of 2024
Date :09/08/2024

SA/09.08.2024/4P/7C

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