



CRL OP(MD). No.11265 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.11265 of 2024

Muthuramalingam,

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Kadupatty Police Station,
Madurai District.
Crime No. 39/2024.

... Respondent/Complainant

For Petitioner : M.Pitchai Muthu, Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 39 of 2024 on the file of the Respondent Police.



CRL OP(MD). No.11265 of 2024

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who was arrested and remanded to judicial custody on 18.07.2024 for the offences punishable under Sections 174 Cr.P.C., @ 304 (II) and 201 of IPC, in crime No.39 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner had installed electrical fence in his agricultural field for the purpose of protection from animals. On 22.03.2024, the deceased while passing the field, got electrocuted and died. Hence, the complaint.

3.Heard both sides.

4.Considering the fact that even though on account of the negligent act of the petitioner herein, the labour, who was working in the premises died, considering the period of incarceration, this Court is inclined to grant bail to the petitioner on certain 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, Vadipatti, Madurai 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



CRL OP(MD). No.11265 of 2024

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 two weeks and thereafter, as and when required for interrogation;

(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/-
07/08/2024

/ TRUE COPY /

07 / 08 /2024
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS



CRL OP(MD). No.11265 of 2024

WEB COPY

TO

1 THE JUDICIAL MAGISTRATE
VADIPATTI MADURAI DISTRICT.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.

3 THE SUPERINTENDENT,
CENTRAL PRISON, MADURAI..

4 THE INSPECTOR OF POLICE
KADUPATTY POLICE STATION,
MADURAI DISTRICT.

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

ORDER
IN

CRL OP(MD) No.11265 of 2024

Date :07/08/2024

PSP/ /SAR /07.08.2024/ 4P/ 6C

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