



CRL OP(MD)No.11593 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25.07.2024

PRESENT

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

CRL OP(MD)No.11593 of 2024

Karuppasamy

... Petitioner / Accused Rank no.1

Vs

The Inspector of Police,
Seithur Rural Police Station,
Virudhunagar District.
(Crime No.89 of 2024)

... Respondent/Complainant

For Petitioner : Mr.D.Rajaboopathy, 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.89 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

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



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12.07.2024 for the offence punishable under Section 296(b), 115(2), 303(2) and 351(3)

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BNS in Cr.No.89 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that there was a dispute between the parties with regard to the fishing, due to which, the accused abused and attacked the defacto complainant. 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 the petitioner is in judicial custody from 12.07.2024, hence he may be released on bail.

4.The learned Additional Public Prosecutor would submit that the injured person has already been discharged from the hospital.

5.Considering the period of incarceration and also considering the fact that injured person has already been discharged from the hospital, this Court is inclined to grant bail to the petitioner on certain conditions.



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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, Rajapalayam, Virudhunagar District.

[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 daily at 10.30 a.m, for a period of three 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 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



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released on bail by the learned Magistrate/Trial Court himself as laid down by the
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Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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

sd/-
25/07/2024

/ TRUE COPY /

26/07/2024
Sub-Assistant Registrar (CS-I/ II/ III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

gns

TO

1.THE JUDICIAL MAGISTRATE,
RAJAPALAYAM, VIRUDHUNAGAR DISTRICT.

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

3.THE OFFICER IN CHARGE,
SUB JAIL,
SRIVILLIPUDHUR,
VIRUDHUNAGAR DISTRICT.

4.THE INSPECTOR OF POLICE,
SEITHUR RURAL 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.D.RAJABOOPATHY, Advocate (SR-8549[I] dated 25/07/2024)

ORDER
IN
CRL OP(MD) No.11593 of 2024
Date :25/07/2024

RK (26/07/2024) 5P / 7C

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