



CRL OP(MD). No.12216 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 31/07/2024

PRESENT

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

CRL OP(MD). No.12216 of 2024

1. Esakkipandi

2. Soniraja

... Petitioners/ Accused No.1 & 2

Vs

The Inspector of Police,
Town Police Station,
Paramakudi,
Ramanathapuram District.
(Crime No. 181/2024.)

... Respondent/Complainant

For Petitioners : Mr.C.Senthil Murugan, Advocate.

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

PETITION FOR BAIL Under Sec.483 of B.N.S.S.

PRAYER :- For Bail in Crime No. 181 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners / Accused, who were arrested and remanded to judicial custody on
13.06.2024 for the offences punishable under Sections 454, 457 and 380 of BNS, 2023,



CRL OP(MD). No.12216 of 2024

in crime No.181 of 2024 on the file of the respondent police, seeks bail.

WEB COPY

2. The case of the prosecution is that the petitioners were broke open the house of the defacto complainant and stolen gold ornaments. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners are innocents and they have not committed any offence as alleged by the prosecution and their names have been falsely implicated in this case. He would further submit that the petitioners are in judicial custody from 13.06.2024, hence, they may be granted bail.

4.The learned Additional Public Prosecutor would submit that the petitioners are having six previous cases. He would further submit that the investigation of the case is pending and hence, he strongly opposed to grant bail to the petitioners.

5. Considering the facts and circumstances of the case and also considering the 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, Paramakudi, and on further conditions that;



CRL OP(MD). No.12216 of 2024

WEB COPY

(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 respondent police daily at 10.30 a.m., until further orders;

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

(iv) the petitioners 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 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 absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
31/07/2024

/ TRUE COPY /

31/07/2024
Sub-Assistant Registrar (A.E.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS



CRL OP(MD). No.12216 of 2024

To

WEB COPY

1.The Judicial Magistrate,
Paramakudi.

2.Do through the Chief Judicial Magistrate,
Ramanathapuram District.

3.The Inspector of Police,
Town Police Station, Paramakudi.
Ramanathapuram District.

4.The Officer Incharge,
District Prison, Ramanathapuram.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN

CRL OP(MD) No.12216 of 2024

Date :31/07/2024

ED/ /SAR- (31/07/2024) 4P / 6C

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