



CRL OP(MD). No.12236 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 31/07/2024

PRESENT

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

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Balasundar

... Petitioner/ Accused Rank not known

Vs

The Inspector of Police,
Adiramapattinam Police Station,
Thanjavur District,
(Crime No.170/2022.)

... Respondent/Complainant

For Petitioner : M/s.K. M.Karunakaran, Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.170/2022 on the file of the respondent police



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ORDER: The Court made the following order :-

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The petitioner/Accused, who was arrested and remanded to judicial custody on 05.01.2024 for the offences punishable under Sections 341, 294(b), 324, 307, 506(ii) and 109 of IPC, in Crime No.170 of 2022 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that in the year 2021, the defacto complainant's husband was murdered by the accused and the case is pending before the CBCID. The petitioner abused the defacto complainant in filthy language and threatened her with dire consequence through phone to withdraw the above said case. Thereafter, the petitioner along with other accused attacked her and caused injuries to her. Hence, the complaint.

3.The learned counsel for the petitioner the petitioner is innocents and he has not committed any offence as mentioned in the FIR. He would further submit that the injured was discharged from the hospital and the petitioner is in judicial custody from 05.01.2024 and hence, he may be granted bail.

4.The learned Additional Public Prosecutor would submit that the investigation is in preliminary stage and the petitioner is having 3 previous cases. But, however, he fairly conceded that the injured was discharged from the hospital.

5.Considering the period of incarceration and also considering the fact that the



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injured was discharged from the hospital, 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, Pattukottai.

(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 Sirkali Police Station daily at 10.30 a.m until further orders;

(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].



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

sd/-
31/07/2024

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31/07/2024

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

DSS

To

1.The Judicial Magistrate,
Pattukottai.

2.Do through the Chief Judicial Magistrate,
Thanjavur District at Kumbakonam.

3.The Inspector of Police,
Adiramapattinam Police Station,
Thanjavur District.

4.The Officer Incharge,
District Jail, Pudukkottai.

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

+1 CC to M/s.K.M.KARUNAKARAN, Advocate (SR-9120[I] dated 31/07/2024)

ORDER

IN

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ED/ /SAR- (31/07/2024) 5P / 7C

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