



CRL OP(MD). No.12549 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 02/08/2024

PRESENT

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

CRL OP(MD). No.12549 of 2024

Muthuraja,

... Petitioner/ Accused No1

Vs

The Inspector of Police,
Thiruppuvanam Police Station,
Sivagangai District
(Crime No. 318 of 2024).

... Respondent/ Complainant

For Petitioner : M/s. Ilayaraja.R.,
Advocate.

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

PRAYER :- For Bail in Crime No. 218 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 11.07.2024
for the offence punishable under Sections 49, 191(2)(3) , 296(b), 118(1), 109 BNS in

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



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Cr.No.318 of 2024 on the file of the respondent police, seeks bail.

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2.The case of the prosecution is that due to previous motive, the accused persons 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 11.07.2024, hence he may be released on bail.

4.The learned Additional Public Prosecutor would submit that the investigation is yet to be completed and the injured person has been discharged from the hospital.

5.Considering the period of incarceration and also considering the fact that the injured person has been 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



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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, Thiruppuvanam.

[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, 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 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 released on bail by the learned Magistrate/Trial Court himself as laid down by the

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



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Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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

sd/-
02/08/2024

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02/08/2024
Sub-Assistant Registrar (C.S.IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS

TO

- 1.The Judicial Magistrate, Thiruppuvanam.
- 2.The Chief Judicial Magistrate,Sivagangai District
- 3.The Superintendent of Police,
Central Prison, Madurai
4. The Inspector of Police,
Thiruppuvanam Police Station,
Sivagangai District
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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+1 CC to M/s.R.ILAYARAJA, Advocate (SR-9321[I] dated 02/08/2024)

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ORDER
IN

CRL OP(MD) No.12549 of 2024

Date : 02/08/2024

KB -(02.08.2024) 5P/ 7C

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