



CRL OP(MD). No.12890 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.12890 of 2024

Baskaran,

... Petitioner/ Accused No.1

Vs

The Inspector of Police,
Iluppur Police Station,
Pudukkottai District.
Crime No. 121/2024..

... Respondent/Complainant

For Petitioner : M/s. Gurumoorthy.S,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 121 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused, who was arrested and remanded to judicial custody



CRL OP(MD). No.12890 of 2024

on 29.05.2024 for the offences punishable under Sections 294(b), 307, 506(2) and 302

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IPC in Crime No. 121 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that due to land dispute, the petitioner herein and other accused have attacked the deceased with sickle on the head and body caused death injuries. Hence, the case.

3. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondent and perused the materials available on record.

4. Considering the nature of the allegations that the accused cut the deceased with an Aruval and then after admitting into hospital, the next day, the deceased succumbed and considering the fact that the petitioner was in settled possession in respect of a piece of land with reference to there was a dispute between the deceased and the petitioner and considering the arguments of the learned counsel for the petitioner that the deceased was also indulging in real estate business and considering the fact that the petitioner was arrested on 29.05.2024 and considering the fact that there is no bad antecedents against the petitioner, I am inclined to enlarge the petitioner on bail.



CRL OP(MD). No.12890 of 2024

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5. 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, Iluppur.

(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 appear before the respondent Police daily at 10.30 am for a period of four 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



CRL OP(MD). No.12890 of 2024

learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court

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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 229-A IPC.

sd/-

08/08/2024

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08/08/2024

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

TRP

TO

1 THE JUDICIAL MAGISTRATE
ILUPPUR.

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

3 THE SUPERINTENDENT,
CENTRAL PRISON, PUDUKKOTTAI.

4 THE INSPECTOR OF POLICE
ILUPPUR POLICE STATION,
PUDUKKOTTAI DISTRICT.

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



CRL OP(MD). No.12890 of 2024

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+1 CC to M/s.S.GURUMOORTHY, Advocate (SR-9669[I] dated 08/08/2024)

ORDER

IN

CRL OP(MD) No.12890 of 2024

Date :08/08/2024

SS/SAR- /08/08/2024/5P/7C

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