



CRL OP(MD). No.13494 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 27/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13494 of 2024

Anish @ Aneeshwaran

... Petitioner/ Accused No.2

Vs

The Inspector of Police,
Regunathapuram Police Station,
Pudukkottai District.
Crime No. 33 of 2024

... Respondent/Complainant

For Petitioner : M/s.M.Suresh, Advocate.

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

PETITION FOR BAIL UNDER SEC 483 of BNSS

PRAYER :-

For Bail in Crime No. 33 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 on 19.06.2024 for the offences punishable under Sections 174(3) Cr.P.C., @ 302 IPC in Crime No. 33 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that A1, who is the brother of the deceased, has committed the murder of the deceased with the help of the petitioner herein / A2.



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Hence, the case.

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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 allegations that the deceased after meeting with an accident started behaving bizarrely with everyone and in that background, the first accused being the brother decided to do away with the deceased and the present petitioner / second accused helped him in burying the body and considering the fact that the investigation is completed and the statement of the prosecution that the final report is going to be filed today and considering the fact that the petitioner is in prison from 19/6/2024 and considering the fact that there are no bad antecedents against the petitioner, I am inclined to enlarge the petitioner on bail.

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 District Munsif – cum - Judicial Magistrate, Karambakkudi.

(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;



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(ii)the petitioner shall appear 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 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].

(vi)if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
27/08/2024

/ TRUE COPY /

27/08/2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TRP
TO

1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, KARAMBAKKUDI.

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



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3 THE OFFICER INCHARGE, DISTRICT PRISON, PUDUKKOTTAI.

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

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

ORDER
IN

CRL OP(MD) No.13494 of 2024

Date :27/08/2024

RS//SAR-(27.08.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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