



CRL OP(MD). No.13541 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13541 of 2024

Balasubramaniyan,

... Petitioner/2nd Accused

Vs.

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

... Respondent/Complainant

For Petitioner : Mr. Anandkumar.J,
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 on 29.05.2024 for the offences punishable under Sections 294(b), 307, 506(ii) I.P.C altered into Sections 294(b) 302 and 506 (ii) I.P.C, in crime No.121 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 enmity, the petitioner and other accused caused the murder of the deceased.

3. Heard the learned counsel on either side and perused the material records of the case.

4. Considering the facts and circumstances of the case and also considering the nature of allegations that the petitioner along with A1 caused the murder of the deceased, on the motive that the deceased was espousing the cause of Panjami land and that these accused were in possession of the said lands and considering the fact that the petitioner was arrested on 29.05.2024 and that the investigation is already over and charge sheet is also filed and that there are no previous antecedents against the petitioner, I am inclined to grant bail to the petitioner on certain conditions.

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 Judicial Magistrate, Illuppur ;

(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 respondent police daily at 10.30 a.m., for



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a period of four weeks and thereafter as and when required for interrogation. It is made clear that no relaxation of the condition for the said period will be entertained by this court;

(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 229A IPC.

sd/-
19/08/2024

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19/08/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS
TO
1 THE JUDICIAL MAGISTRATE, ILLUPPUR.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, PUDUKKOTTAI DISTRICT.

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



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3 THE INSPECTOR OF POLICE,
ILLUPPUR POLICE STATION,
PUDUKKOTTAI DISTRICT.

4 THE OFFICER INCHARGE,
DISTRICT PRISON, PUDHUKOTTAI.

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

+1 CC to M/s.J.ANANDKUMAR, Advocate (SR-10086[I] dated 19/08/2024)

ORDER IN
CRL OP(MD) No.13541 of 2024
Date :19/08/2024

SA/SAR. /19.08.2024/4P/7C

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