



CRL OP(MD). No.13567 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.13567 of 2024

Sakthivel,

... Petitioner/Sole Accused

Vs

The Inspector of Police,  
Sivagiri Police Station,  
Tenkasi District.  
Crime No.272 of 2024.

... Respondent/Complainant

For Petitioner : M/s. Rajaboopathy.D,  
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime no.272 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 28.07.2024 for the offences punishable under Sections 303(2) BNS, 2023, in crime No.272 of 2024 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner stolen the two wheeler of the



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defacto complainant. Hence the complaint.

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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 submission of the learned Additional Public Prosecutor that the petitioner is the first offender and considering his age that he is 28 years and the fact that the bike is also recovered, 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 learned Judicial Magistrate, Sivagiri, Tenkasi District;

(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 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; Pending the investigation of case, the nature of the labour or work undertaken by this accused can also be monitored by the investigating officer or by



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the jurisdictional probationary officer, if necessary.

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(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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/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,  
SIVAGIRI, TENKASI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL  
MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE OFFICER INCHARGE,  
SUB JAIL, TENKASI, TENKASI DISTRICT.

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



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4 THE INSPECTOR OF POLICE,  
SIVAGIRI POLICE STATION,  
TENKASI DISTRICT.

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

+1 CC to M/s.D.RAJABOOPATHY, Advocate ( SR-10058[I] dated 19/08/2024 )

ORDER IN  
CRL OP(MD) No.13567 of 2024  
Date :19/08/2024

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

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