



CRL OP(MD). No.14882 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14882 of 2024

Pandidurai,

... Petitioner/ Accused No.1

Vs

**The State of Tamilnadu,
Rep. By, the Inspector of Police,
Elanchempur Police Station,
Ramanathapuram District.
(In Crime No.68 of 2024).**

... Respondent/Complainant

For Petitioner : Mr.R.Balamuruganantham, Advocate.

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

PETITION FOR BAIL UNDER SECTION 483 OF BNSS

PRAYER :-

For Bail in Crime No.68 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

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on 24.06.2024 for the offences punishable under Section 302 IPC, in crime No. 68 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that On 23.06.2024, the husband of the defacto complainant went to Mandhai for night sleep at 8.30 pm and on the next day, he was found to be dead. 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 allegations that on account of the quarrel between the persons, who used to sleep in the Mandhai, the petitioner attacked the deceased and caused his death and considering the fact that the petitioner is in custody from 24/6/2024 I am of the view that the petitioner can be enlarged 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 Judicial Magistrate, Muthukulathur, Ramanathapuram 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;



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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/-
05/09/2024

/ TRUE COPY /

05 / 09 /2024

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

TRP

TO

1 THE JUDICIAL MAGISTRATE
MUTHUKULATHUR, RAMANATHAPURAM DISTRICT.

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2 DO-THROUGH :

THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.

3 THE SUPERINTENDENT,
DISTRICT JAIL, RAMANATHAPURAM.

4 THE INSPECTOR OF POLICE,
ELANCHEMPUR POLICE STATION,
RAMANATHAPURAM DISTRICT.

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

ORDER
IN

CRL OP(MD) No.14882 of 2024
Date :05/09/2024

PSP/ /SAR /05.09.2024/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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