



CRL OP(MD). No.14900 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11.09.2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14900 of 2024

S.Prakash

... Petitioner/ A1

Vs

The Inspector of Police,
Jeeyapuram Police Station,
Trichy District,
Crime No.230/2024. ... Respondent/Complainant

For Petitioner : Mr.K.Arunraj,
Advocate.

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

PETITION FOR BAIL Under Sec.439 of Cr.P.C.



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PRAYER :-

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For Bail in Crime No.230/2024 on the file of the respondent police

ORDER : The Court made the following order :-

The petitioner/Accused, who is arrested and remanded to judicial custody on 27.08.2024 for the offence punishable under Sections 318(2),318(4), 335, 336(3), 340 & 341 of BNS, in Crime No.230 of 2024 on the file of the respondent police, seek bail.

2.The case of the prosecution is that the petitioner and other accused forged the signature and seal in the documents for obtaining loan. Hence, the complaint.

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

4.Considering the nature of allegations that the petitioner is said to have obtained loan from the Co-operative Society, projecting himself as a farmer and by forging chitta, as if, he has got agricultural lands and also considering the fact that the petitioner is in judicial custody from 27.08.2024, I am inclined to enlarge the petitioner on bail with certain conditions.



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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 No.III, Trichy.

(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 petitioners shall report 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.



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(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/-

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Sub-Assistant Registrar (Liasoning)
Madurai Bench of Madras High Court,

Madurai - 625 023.

jbr

TO

1. The Judicial Magistrate No.III,
Trichy.
2. Do Through:
The Chief Judicial Magistrate,
Trichy.



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3. The Superintendent, Central Prison,
Trichy.

4. The Inspector of Police,
Jeeyapuram Police Station,
Trichy District,

5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.K.ARUNRAJ, Advocate (SR-11192[I] dated 11/09/2024)

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Date : 11.09.2024

KB -(11.09.2024) 5P/ 7C

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