



CRL OP(MD). No.15204 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15204 of 2024

1. Kathar,

2. Lawrance,

... Petitioners/ Accused Nos.1&2

Vs

The State of Tamilnadu,
The Inspector of Police
Thirugokarnam Police Station,
Pudukkottai District.
Crime No.304 of 2024..

... Respondent/Complainant

For Petitioner : Mr.D.Rameshkumar,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of B.N.S.S. U/s 439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.304 of 2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioners/ Accused, who were arrested and remanded to judicial custody on 02.09.2024 for the offences punishable under Sections 20 and 25(1)(a) of Arms Act, 1959, in Crime No.304 of 2024 on the file of the respondent police, seek bail.

2.The case of the prosecution is that the petitioners are said to have threatened the public by showing deadly weapons. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations in this case that the petitioners are said to have threatened the public with the weapons and considering the fact that they are in custody from 02.09.2024, this Court is inclined to grant bail to the petitioners on certain conditions.

5.Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Pudukkottai.



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(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 petitioners shall not tamper with evidence or witness;

iv)the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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].



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vi) If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

sd/-
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10/09/2024

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

DSS

TO

1. The Judicial Magistrate No.II, Pudukkottai.
2. Do-Through The Chief Judicial Magistrate,
Pudukkottai District.
3. The Officer in charge, Sub Jail,
Pudukkottai..
4. The Inspector of Police
Thirugokarnam Police Station,
Pudukkottai District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.15204 of 2024
Date :10/09/2024



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RK (10/09/2024) 5P / 6C

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