



CRL OP(MD). No.15398 of 2024

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**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)**

Date : 12/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15398 of 2024

Naveen @ Naveenkumar,

... Petitioner/ Accused No.4

Vs

**The Inspector of Police,
Thiruvaiyaru Police Station,
Thanjavur District.
Cr.No.470 of 2024..**

... Respondent/Complainant

**For Petitioner : M/s.C.Suresh Kannan, Advocate.
For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor**

PETITION FOR BAIL UNDER SECTION 483 OF BNSS

PRAYER :-

For Bail in Crime No.470 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

**The petitioner/A4, who was arrested and remanded to judicial custody on
31.08.2024 for the offences punishable under Sections 115(2), 191(2), 191(3), 296(b),**

351(3) of BNS r/w Section 4 of Tamil Nadu Prohibition of Harassment of Women Act,
<https://www.mhc.tn.gov.in/judis>



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2002 and 25(1-A) of Arms Act, in Crime No.470 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that due to previous enmity, the petitioner and the other accused are said to have gone to the hotel of the defacto complainant's husband and abused the defacto complainant & her husband in filthy language and insisted them to withdraw the complaint, which was given earlier against the accused and threatened them with dire consequences by showing sword and sickle. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations against the petitioner and also considering the fact that there are no bad antecedents against the petitioner, this Court is 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, Thiruvaiyaru.

(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 report before the respondent police daily at 05.30 p.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 abscond, a fresh FIR can be registered under Section 229A IPC.

sd/-
12/09/2024

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12 / 09 /2024

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

DSS

TO
1 THE JUDICIAL MAGISTRATE
THIRUVAIYARU.

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2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
THANJORE DISTRICT AT KUMBAKONAM.

3 THE SUPERINTENDENT,
DISTRICT JAIL, PUDUKOTTAI.

4 THE INSPECTOR OF POLICE
THIRUVAIYARU POLICE STATION,
THANJAVUR DISTRICT.

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

+1 CC to M/s.C.SURESH KANNAN, Advocate (SR-11226[I] dated 12/09/2024)

ORDER
IN
CRL OP(MD) No.15398 of 2024
Date :12/09/2024

PSP/ /SAR /12.09.2024/ 4P/ 7C

Madurai Bench of Madras High Court is issuing certified
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