



CRL OP(MD). No.15889 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15889 of 2024

Arun @ Arunkumar

... Petitioner/ Accused No.1

Vs

The Inspector of Police,
Veerapandi Police Station,
Theni District.
Crime No. 223/2024.

... Respondent/Complainant

For Petitioner : Mr.M.Karunanithi, Advocate.

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

PETITION FOR BAIL UNDER SEC 483 of BNSS

PRAYER :-

For Bail in Crime No. 223 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 24.07.2024 for the offences punishable under Section 380 I.P.C, in crime No.223 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner conspired with A2, who is the



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Police Constable, and both of them stole a case property, being two wheeler, which is kept at the police station

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 considering the nature of allegation that the petitioner conspired with A2, who is the Police Constable, and both of them stole a case property, being two wheeler, which is kept at the police station and considering the antecedents of the petitioner that he is an accused in one NDPS case and one case under Section 75 of the City Police Act and considering the overall facts and circumstance the case, I am inclined to enlarge the petitioner on bail with 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, Theni.

(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



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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;

(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/-
23/09/2024

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23/09/2024

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

LS
TO

1 THE JUDICIAL MAGISTRATE, THENI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.



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3 THE INSPECTOR OF POLICE, VEERAPANDI POLICE STATION,
THENI DISTRICT.

4 THE SUPERINTENDENT, CENTRAL PRISON, MADURAI.

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

+1 CC to M/s.M.KARUNANITHI, Advocate (SR-11579[I] dated 23/09/2024)

ORDER

IN

CRL OP(MD) No.15889 of 2024

Date :23/09/2024

RS//SAR-(23.09.2024) 4P 7C

Madurai Bench of Madras High Court is issuing
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