



CRL OP(MD). No.16876 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.16876 of 2024

1. Velusamy,

2. Annapandi,

... Petitioners/ Accused No.1 & 2

Vs

The State of Tamilnadu,
The Sub-Inspector of Police,
Pandalkudi Police Station,
Virudhunagar District
(Cr.No.70 of 2024).

... Respondent/Complainant

For Petitioners : Mr.K.P. Sankarakumarakurubaran,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 70 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioners/ Accused, who were arrested and remanded to judicial custody on 20.08.2024 for the offences punishable under Section 303(2) of BNS, 2023 in crime No.70 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioners herein have stolen the Tractor belonging to the defacto complainant. Hence, the complaint.

3. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor appearing for the respondent Police.

4.Considering the nature of allegations that the petitioners are said to have stolen the Tractor belonging to the defacto complainant and considering the fact that they are in jail from 20.08.2024, I am inclined to enlarge the petitioners on bail.

6.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, Aruppukkottai.



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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 appear before the Inspector of Police, Mallanginar Police Station, Virudhunagar District daily at 10.30 a.m. for a period of three weeks and thereafter, they shall report before the respondent police as 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 absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
03/10/2024

(*)CORRECTED AS PER ORDER OF THE
COURT DATED 04.10.2024 IN CRL OP
(MD)NO.16876 AND 16897 OF 2024

/ TRUE COPY /

04/10/2024

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

TRP

TO

TOE SUBSTITUTED WITH THE ORDER DATED 03.10.2024 ALREADY
DESPATCHED.

1 THE JUDICIAL MAGISTRATE
ARUPPUKKOTTAI.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE OFFICER INCHARGE,
SUB JAIL, ARPPUKKOTTAI.



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4 THE SUB INSPECTOR OF POLICE,
PANDALKUDI POLICE STATION,
VIRUDHUNAGAR DISTRICT

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

COPY TO

THE INSPECTOR OF POLICE, MALLANGINAR POLICE STATION,
VIRUDHUNAGAR DISTRICT

+1 CC to M/s.K.P.SANKARA KUMARA KURUPARAN, Advocate (SR-12086[I]
dated 03/10/2024)

ORDER
IN

CRL OP(MD) No.16876 of 2024
Date :03/10/2024

SS/SAR- /03/10/2024/5P/7C
RK/ 04.10.2024 5P/8C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023