



CRL OP(MD). No.17926 of 2024

WEB COPY

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

Date : 25/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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Uthayakumar

... Petitioner/ Accused

Vs

**The State of Tamil Nadu,
Rep by the Inspector of Police,
Chokkampatti Police Station,
Tenkasi District. Crime No. 170/2024.**

... Respondent/ Complainant

**For Petitioner : M/s.Aayiramk.Selvakumar, Advocate.
For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor**

PETITION FOR BAIL UNDER SECTION 483 OF BNSS

PRAYER :-

For Bail in Crime No. 170 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
31.08.2024 for the offences punishable under Sections 296(b), 109(1) and 351(3) of**

BNS, 2023 in crime No.170 of 2024 on the file of the respondent police, seeks bail.

<https://www.mhc.tn.gov.in/judis>



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2. The case of the prosecution is that due to wordy quarrel, the petitioner herein has attacked the defacto complainant with knife and thereby, caused grievous injuries. Hence, the case.

3. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondent and perused the materials available on record.

4. Considering the nature of allegations in this case that merely because the defacto complainant refused to go and get him a quarter bottle from the TASMACH shop, the petitioner is said to have attacked the defacto complainant and caused injuries and considering the antecedents of the petitioner and considering the fact that the petitioner is in in prison from 31/8/2024, I am inclined to enlarge the petitioner on bail. However, 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, Thenkasi.

(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 stay at Madurai and report before the Mathichiyam Police Station, Madurai daily at 10.30 a.m for a period of three weeks and thereafter, attend all hearings before the concerned Court without fail;

(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 229-A IPC.

sd/-
25/10/2024

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25 / 10 / 2024

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

TRP



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TO
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- 1 THE JUDICIAL MAGISTRATE, THENKASI
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE, THENKASI DISTRICT.
- 3 THE SUPERINTENDENT,
CENTRAL PRISON, PALAYAMKOTTAI JAIL, TIRUNELVELI DISTRICT.
- 4 THE INSPECTOR OF POLICE, CHOKKAMPATTI POLICE STATION,
TENKASI DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR, MADURAI BENCH OF MADRAS
HIGH COURT, MADURAI.

COPPY TO

THE INPSPECTOR OF POLICE
MATHICHIYAM POLICE STATION, MADURAI.

ORDER
IN
CRL OP(MD) No.17926 of 2024
Date :25/10/2024

PSP/ /SAR /25.10.2024/ 4P/ 7C

Madurai Bench of Madras High Court is issuing certified
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