



CRL OP(MD)No.18087 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24.10.2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD)No.18087 of 2024

B.Palanisamy

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Achanpudur Police Station,
Tenkasi District,
Crime No.250/2024.

... Respondent/Complainant

For Petitioner : Mr.K.Karan Singh,
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.250/2024 on the file of the respondent police



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ORDER : The Court made the following order :-

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The petitioner/Accused, who is arrested and remanded to judicial custody on 05.10.2024 for the offence punishable under Sections 296(b), 132, 351(3) of BNS, 2023 and Section 25(1A) of Arms Act, 1959, in Crime No.250 of 2024 on the file of the respondent police, seek bail.

2.The case of the prosecution is that that on 05.10.2024, the respondent police received a secret information that the petitioner is residing in his relative's house with the weapons. Based on the secret information, the respondent police reached the occurrence place and they recovered weapons like Aruval etc., from the petitioner. Hence, the complaint.

3.Heard the learned counsel on either side and perused the material records of the case.

4.Considering the nature of allegation in this case that the respondent police received a secret information that the petitioner is residing in his relative's house with weapons and that the weapons like aruval were recovered from the petitioner and also considering the fact that the petitioner is in judicial custody from 05.10.2024, I am



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inclined to enlarge the petitioner on bail with certain conditions.

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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, Shencottai;

(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 a period of three 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.



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(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/-
24/10/2024

/ TRUE COPY /

/10/2024
Sub-Assistant Registrar (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

jbr

TO

1. THE JUDICIAL MAGISTRATE, SHENCOTTAI;
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI.
3. THE SUPERINTENDENT, CENTRAL PRISON,
PALAYAMKOTTAI.



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4.THE INSPECTOR OF POLICE,
ACHANPUDUR POLICE STATION,
TENKASI DISTRICT,

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

+1 CC to M/s.K.KARAN SINGH, Advocate (SR-13044[I] dated 24/10/2024)

ORDER
IN
CRL OP(MD) No.18087 of 2024
Date :24/10/2024

RK(24/10/2024) 5P / 7C

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