



CRL OP(MD)No.18380 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.18380 of 2024

B.Kaviyarasan

... Petitioner/ A-8

Vs

The Inspector of Police,
Kennikari Police Station,
Ramanathapuram District,
Crime No.30/2024.

... Respondent/Complainant

For Petitioner : Mr.K.Lenin,
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.30/2024 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 17.10.2024 for the offence punishable under Sections 341, 294(b), 323, 324, 436, 506(ii) of IPC, altered into Sections 147, 148, 341, 294(b), 323, 324, 436 and 506(ii) of IPC, in Crime No.30 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that due to wordy quarrel between the parties, the petitioner set fire to the two-wheeler of the defacto complainant and abused him in filthy language and also assaulted him. 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 petitioner set fire to the two-wheeler belonging to the defacto complainant and considering the fact that the petitioner was earlier granted bail, since the petitioner did not comply with the condition, the bail was cancelled and again he is taken into custody and the petitioner now being in custody from 17.10.2024, I am 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 No.II, Ramanathapuram District;

(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.

(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



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learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court
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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 NO.II, RAMANATHAPURAM DISTRICT;
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM
3. THE OFFICER IN CHARGE, DISTRICT PRISON,
RAMANATHAPURAM, RAMANATHAPURAM DISTRICT.
4. THE INSPECTOR OF POLICE,
KENNIKARI POLICE STATION,
RAMANATHAPURAM DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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ORDER
IN

CRL OP(MD) No.18380 of 2024

Date :24/10/2024

RK (24/10/2024) 5P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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