



CRL OP(MD). No.18693 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.18693 of 2024

P.Sathasivam @ Sadasivam

... Petitioner/7th Accused

Vs

The State of Tamil Nadu,
Rep By, The Inspector of Police,
Kattuputhur Police Station,
Tiruchirappalli District.
Cr.No.274/2024.

... Respondent/Complainant

For Petitioner : Mr.M. Yesudasan,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Cr.No.274/2024 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 08.10.2024 for the offences punishable under Sections 191(2), 296(b), 115(2), 303(2)

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and 351(2) of BNS, r/w. Section 3 of Tamil Nadu Public Property (Prevention of Damage and Loss) Act, in crime No. 274 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that due to money dispute, the petitioner herein trespassed into the house of the defacto complainant and attacked him and also abused in filthy language. 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 occurrence that arose on account of not returning the maturity amount of the chit fund and considering the fact that the injured was discharged from the hospital and that the petitioner is in prison from 8/10/2024, I am inclined to enlarge the petitioner on bail.

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, Thottiyam, Trichirappalli.

(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



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card or Bank Pass Book to ensure their identity;

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(ii)the petitioner shall appear before the respondent Police daily at 10.30 a.m for a period of three weeks and thereafter, as and when required for interrogation;

(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/-
29/10/2024

/ TRUE COPY /

29/10/2024
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

TRP
TO
1 THE JUDICIAL MAGISTRATE,
THOTTIYAM, TRICHIRAPPALLI.

2. DO THROUGH THE CHIEF JUDICIAL TRICHY DISTRICT.

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



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3 THE SUPERINTENDENT,
CENTRAL PRISON, TRICHY.

4 THE INSPECTOR OF POLICE,
KATTUPUTHUR POLICE STATION,
TIRUCHIRAPPALLI DISTRICT.

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

+1 CC to M/s.M.YESUDASAN, Advocate (SR-13405[I] dated 29/10/2024)

ORDER IN
CRL OP(MD) No.18693 of 2024
Date :29/10/2024

SA/SAR. /29.10.2024/4P/7C

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