



CRL OP(MD). No.18761 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.18761 of 2024

Arumugam

... Petitioner/ Accused No.4

Vs

The State of Tamil Nadu,
Rep By, the Inspector of Police,
Aranthangi Police Station,
Pudukkottai District.
(Crime No.412 of 2024).

... Respondent/Complainant

For Petitioner : M/s.Gurumoorthy.S, Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.412 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 12.09.2024 for the offences punishable under Sections 103 and 238 of BNS, 2023 in crime No. 412 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that due to previous enmity, the petitioner



CRL OP(MD). No.18761 of 2024

herein has committed the death of the deceased. Hence, the case.

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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 the prime accused being the brother of the deceased in which with reference to the dispute in the family members relating to property is said to have chased the deceased, attacked him and killed him and the allegations against this petitioner as well as one more accused where by passers even after witnessing the incident without raising an alarm they kept quiet and considering the fact that he is in prison from 12/9/2024, 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, Aranthangi.

(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 appear before the respondent Police daily at 10.30 a.m



CRL OP(MD). No.18761 of 2024

for a period of four weeks and thereafter, as and when required for interrogation;

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(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

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

TRP

To

1.The Judicial Magistrate,
Aranthangi.

2.Do through the Chief Judicial Magistrate,
Pudukkottai District.



CRL OP(MD). No.18761 of 2024

3.The Inspector of Police,
Aranthangi Police Station,
Pudukkottai District.

4.The Superintendent,
Central Prison, Pudukkottai.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.S.GURUMOORTHY, Advocate (SR-13417[I] dated 29/10/2024)

ORDER
IN
CRL OP(MD) No.18761 of 2024
Date :29/10/2024

ED/ /SAR- (29/10/2024) 4P / 7C

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