



CRL OP(MD). No.20413 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20413 of 2024

Saravanan @ Bye Pass Saravanan

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Kumbakonam Taluk Police Station,
Thanjavur.

(Crime No. 565 of 2024)

... Respondent/Complainant

For Petitioner : Mr.Gurumoorthy.S, Advocate.

For Respondent : Mr.S.Ravi, Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 565 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner / sole accused, who was arrested and remanded to judicial custody on 26.10.2024 for the offence under Sections 296(b), 351(3) of BNS and Section 25(1A) of Arms in Crime No.565 of 2024, on the file of the respondent Police, seeks bail.

2.The case of the prosecution is that on 26.10.2024, the petitioner was found in possession of a scythe and he was threatening the general public and he was demanding money.

3.The learned counsel Additional Public Prosecutor appearing for the



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respondent Police submitted that there are totally thirteen previous cases against the petitioner and that the petitioner is a history sheeter. He further submitted that this petitioner is involved in heinous crimes and therefore, strongly objected the grant of bail to the petitioner.

4.The learned counsel appearing for the petitioner submitted that a false case has been foisted against the petitioner, since there are some previous cases pending against him. He further submitted that the petitioner has suffered incarceration from 26.10.2024.

5.Taking into consideration the facts and circumstances of the case and the submissions made on either side and also the manner in which the case has been projected by the prosecution and also considering the incarceration suffered by the petitioner from 26.10.2024, this Court is inclined to grant bail to the petitioner subject to the following conditions.

6.Accordingly, the criminal original petition is ordered 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, Kumbakonam and on further conditions that:-

[a] the sureties shall affix their photographs and Left Thumb Impression in the



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surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the learned Judicial Magistrate No.II, Kumbakonam, daily at 10.30 a.m., until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.

[e] 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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
25/11/2024

/ TRUE COPY /

25/11/2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TSG

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TO

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1 THE JUDICIAL MAGISTRATE NO.II, KUMBAKONAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE OFFICER INCHARGE, SUB JAIL, KUMBAKONAM.

4 THE INSPECTOR OF POLICE, KUMBAKONAM TALUK POLICE STATION,
THANJAVUR.

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

+1 CC to M/s.S.GURUMOORTHY, Advocate (SR-14466[I] dated 25/11/2024)

ORDER

IN

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Date :25/11/2024

RS/IT/SAR-(25.11.2024) 4P 7C

Madurai Bench of Madras High Court is issuing
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