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CRL OP(MD). No.20615 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 27/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20615 of 2024

Pradeep

... Petitioner/ Accused 2

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Bodinayakanur Rural Police Station,
Theni District.
(Crime No. 336 of 2024).

... Respondent/Complainant

For Petitioner : Mr.K.Anandan,

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No. 336 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 24.10.2024 for the offences under Sections 191(2), 192(3), 126(2), 296(b), 115(2), 308(4) and 351(3) of BNS Act in Crime No.336 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the accused persons intercepted the



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lorry and the driver of the Lorry was threatened by the accused persons and money was demanded from him. There are totally 5 accused persons and the petitioner has been arrayed as A2.

3.The petitioner had earlier filed bail petition in Crl.O.P(MD) No.19605 of 2024 along with A1. This Court by order, dated 13.11.2024 was pleased to enlarge A1 on bail and dismissed the petition insofar as the petitioner is concerned, since he had six previous cases.

4. Heard the learned counsel appearing for the petitioner and the learned learned Additional Public Prosecutor appearing for the respondent.

5.Taking into consideration the facts and circumstances of the case and considering the fact that the petitioner has suffered incarceration from 24.10.2024 and all the other accused persons have been enlarged on bail, 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, Bodinayaekenur, and on further conditions that:-

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

Impression in the surety bond and the Magistrate may obtain a copy of



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their Aadhar card or Bank pass Book to ensure their identity;

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[b] the petitioner shall report before the respondent Police 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 Act.

sd/-
27/11/2024

/ TRUE COPY /

27/11/2024
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.



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PNM

TO

1 THE JUDICIAL MAGISTRATE,
BODINAYACKENUR.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THENI DISTRICT.

3 THE OFFICER INCHARGE,
DISTRICT JAIL, THEKKAMPATTI, THENI.

4 THE INSPECTOR OF POLICE,
BODINAYAKANUR RURAL POLICE STATION, THENI DISTRICT.

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

ORDER IN
CRL OP(MD) No.20615 of 2024
Date :27/11/2024

SA/SAR. /27.11.2024/4P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.