



CRL OP(MD). No.21244 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/12/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.21244 of 2024

Premnath

... Petitioner/1st Accused

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Nagudi Police Station,
Pudukkottai District.
(Cr. No. 265 of 2024).

... Respondent/Complainant

For Petitioner : Mr.R.Paranjothi, Advocat for
M/s. Kbs Law Office,

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

For Intervener : Mr.P.Santhana Rajesh Kumar

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 265 of 2024 on the file of the respondent police.



CRL OP(MD). No.21244 of 2024

WEB COPY

ORDER : The Court made the following order :-

The petitioner/Accused, who was arrested and remanded to judicial custody on 26.10.2024 for the offences under Section 105 of BNS Act in Crime No.265 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that there was a civil dispute between the parties. On 16.11.2024, the accused persons are said to have abused the husband of the defacto complainant and there was an altercation. When the husband of the defacto complainant was pushed down, he sustained head injuries. He was thereafter taken to the hospital and he was declared as brought dead. There are totally three accused persons in this case and the petitioner has been arrayed as A1.

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

4. Taking into consideration the facts and circumstances of the case and the manner in which, the incident had taken place and also considering the fact that A2 and A3 have been enlarged on bail by the Court below and the petitioner has



CRL OP(MD). No.21244 of 2024

suffered incarceration from 26.10.2024, this Court is inclined to grant bail to the

WEB COPY

petitioner with certain conditions:

5. 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, Aranthangi*, 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 their Aadhar card or Bank pass Book to ensure their identity;

[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



CRL OP(MD). No.21244 of 2024

learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court

WEB COPY

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/-

05/12/2024

/ TRUE COPY /

05/12/2024

Sub-Assistant Registrar

(C.S. I / II / III / IV)

Madurai Bench of Madras High Court,

Madurai - 625 023.

PNM

TO

- 1 THE JUDICIAL MAGISTRATE,
ARANTHANGI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
PUDUKKOTTAI DISTRICT.
- 3 THE INSPECTOR OF POLICE,
NAGUDI POLICE STATION,
PUDUKKOTTAI DISTRICT.
- 4 THE OFFICER INCHARGE,
DISTRICT PRISON, PUDUKOTTAI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



CRL OP(MD). No.21244 of 2024

+1 CC to M/s.M/S.KBS LAW OFFICE, Advocate (SR-14990[I] dated 05/12/2024)

ORDER
IN
CRL OP(MD) No.21244 of 2024
Date :05/12/2024

SS/SAR- /05/12/2024/ 5P/7C

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