



CRL OP(MD). No.22682 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.22682 of 2024

Duraimurugan

... Petitioner/ Accused No.1

Vs

State of Tamil Nadu,
The Inspector of Police,
Vadipatti Police Station,
Madurai District
(Crime No.345/2024).

... Respondent/Complainant

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

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.345 of 2024 on the file of the respondent Police.



CRL OP(MD). No.22682 of 2024

ORDER : The Court made the following order :-

WEB COPY

The petitioner/A1, who was arrested and remanded to judicial custody on 21.11.2024 for the offences under Section 309(6) of BNS (hereinafter referred to as new penal code) in Crime No.345 of 2024 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the accused persons were involved in chain snatching from the defacto complainant on 20.11.2024 at about 08.30 p.m. There are totally two accused persons in this case and the petitioner has been arrayed as A1.

3. When the matter came up for hearing on 20.12.2024, this Court directed the learned Additional Public Prosecutor to take instructions as to whether any Test Identification Parade was conducted in this case and ensure that the same is conducted before the next date of hearing.

4. When the matter was taken up for hearing today, it was brought to the notice of this Court that TI Parade was conducted on 30.12.2024 and the report is awaited. It is also brought to the notice of this Court that A2 was enlarged on bail on 20.12.2024.

The learned Additional Public Prosecutor further submitted that there are two



CRL OP(MD). No.22682 of 2024

previous cases against the petitioner out of which one case for IPC offence and other under the POCSO Act.

5. Heard the learned Counsel appearing on either side.

6. Taking into consideration the facts and circumstances of the case and considering the fact that the petitioner has suffered incarceration from 21.11.2024 and the TI Parade had already been conducted and the fact that A2 has been enlarged on bail by the Sessions Court and also taking note of the previous cases against the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions.

7. 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, Vadipatti, Madurai District, and on further conditions that:-

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

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



CRL OP(MD). No.22682 of 2024

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 05.30 p.m for a period of three weeks and thereafter, as and when required for interrogation

[c] the petitioner shall appear before the trial Court during every hearing date without fail.

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

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

[f] 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].



CRL OP(MD). No.22682 of 2024

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

sd/-
03/01/2025

/ TRUE COPY /

03/01/2025

Sub-Assistant Registrar (CS-I / II /III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR

TO

1. THE JUDICIAL MAGISTRATE, VADIPATTI, MADURAI DISTRICT,
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, MADURAI.
3. THE OFFICER IN CHARGE, SUB JAIL, DINDIGUL.
4. THE INSPECTOR OF POLICE,
VADIPATTI POLICE STATION, MADURAI DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.PRABU, Advocate (SR-47[I] dated 03/01/2025)

ORDER
IN

CRL OP(MD) No.22682 of 2024
Date :03/01/2025

RK(03/01/2025) 5P / 7C

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