

IN THE COURT OF THE JUDICIAL MAGISTRATE, MUSIRIPRESENT: **Thiru. C.Jayachandaran, B.A.,B.L.,*****Judicial Magistrate, Musiri*****Dated :13.10.2022****CISCRLMP. No. 2517/2022****In****CMP.No. 3005/2022**

Vignesh, Aged 22/2022

S/o. Ganeshan,

Pallar Street,

Periya Kodunthurai,

Musiri TK,

Trichy Dt.

.. Petitioner / Accused

Vs

The State of Tamilnadu,

Rep. by Sub Inspector of Police,

Vathalai PS [Cr.No.166/2022]

u/s. 294(b), 323, 324, 506(2) IPC

...Respondent/ Complainant

This petition filed by the learned Advocate Mr.T.Senthilkumar for the petitioner through open court was taken up for the consideration of this court. The reply from the Assistant Public Prosecutor and the learned Respondent Police for prosecution was received on perusal of records, this Court delivers the following...

ORDER

This petition was filed under section 437 Cr.P.C praying to release the petitioner/ accused person on bail.

1. Brief averments in the petition:

The petitioner/ accused was charged for an alleged offence under sections 294(b), 323, 324, 506(2) IPC. The petitioner/accused is remanded to judicial custody on 09.10.2022. He is innocent and he have not committed any offence as alleged and he is a respectable citizens and he is ready to willing to sufficient sureties and obey with the conditions. Hence, it is prayed by the petitioner/ accused to enlarge him on bail.

2. Contents in Reply:

It is objected to release all the accused on bail since the investigation is still pending and if they released on bail, he will be threaten the defacto complainant and tampering the witnesses. A2,

A3 still absconding. Investigation is not yet completed. As per the instruction given by the I.O the victim was discharged from the hospital. Hence it is prayed that the Bail petition may be dismissed.

3. Point for consideration is whether the petitioner is ordered to be released on bail u/s 437 Cr.P.C?

4. DECISION:-

Records were perused. The offences alleged against the accused is under sections 294(b), 323, 324, 506(2) IPC. The Petitioner/ Accused is remanded on 09.10.2022 and has been in judicial custody for the 5 days. In the prosecution reply it is stated the investigation is still pending. A2, A3 still absconding. Investigation is not yet completed. As per the instruction given by the I.O the victim was discharged from the hospital. Considering the facts and circumstances of the case along with the fact that the petitioner/accused is in judicial custody for the 5 days and this court is inclined to grant bail to the petitioner/accused along with the following conditions:-

1. The petitioner/ accused should execute a bond of his own for Rs.10,000/- with 2 sureties each for the like sum to the satisfaction of this court.
2. The petitioner/ accused should appear and sign before the respondent police station daily at 10.00 AM for 15 days.
3. The petitioner / accused should make him available for interrogation by the respondent police as and when required.
4. The petitioner/ accused should not abscond either during investigation or trial and shall not tamper with evidence or witnesses.

Finally, this petition is allowed.

Pronounced by me at open court, on this 13th day of October 2022

Sd/-C.Jayachandaran,
Judicial Magistrate,
Musiri.

- True Copy -

C.Jayachandaran,
Judicial Magistrate,
Musiri.