

IN THE COURT OF THE DISTRICT MUNSIF CUM JUDICIAL
MAGISTRATE, SHENCOTTAH
PRESENT : THIRU.M.SUNIL RAJA, B.A.M.L.,
DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, SHENCOTTAH

Dated this the 31th day of August 2024

C.N.R.No.TNTS0E-002452-2024

M.P.05 of 2024

in

Cr.M.P.No.1326/2024

.....

Deepan Sabapathy Age 27/24
S/o Chellappa

.....Petitioner/Accused

..Vs..

State represented by
Sub Inspector of Police,
Courtallam P.S.,
Cr.No.310/2024
U/s.191(2), 191(3), 126(2),
296(b), 131, 351(3) BNS Act

... Respondent

This petition came up before me today for final hearing in the presence of Tr.S.Nallaiah, B.A.,B.L., the Learned counsel for the petitioner and Mr.R.Suresh the learned APP appearing for the respondent and materials available, this court passes the following....

ORDER

The petitioner has filed this application under section 480 BNS seeking bail for the offence under section 191(2), 191(3), 126(2), 296(b), 131, 351(3) BNS Act.

2. The counsel for the petitioner would submit that the petitioner is remanded to judicial custody for the past 17 days from 15.08.2024. The petitioner/accused is innocent and falsely implicated in this case due to enmity. The petitioner/accused is a man of means and he is prepared to furnish sureties for his release on bail. If the petitioner/accused is released in bail he will not abscond or evade the due process of law. The petitioner/accused submits that the question of tampering or hampering with the prosecution witnesses will not arise, since the witnesses are partisan in nature. Therefore, he seeks to release the petitioner on bail.

3. Notice given. Respondent police stating that history sheet maintained against the accused. Hence strongly oppose to release the accused on bail. Petition may be dismissed.

4. Heard, records carefully perused. The petitioner/accused is in Judicial custody for the past 17 days from 15.08.2024. The police reply has not mentioned the previous cases. Considering the facts and circumstances of this case and the period of incarceration and in the interest of Justice this court is inclined to grant bail to the petitioner/ accused on following conditions.

Conditions

- 1). The Petitioner/Accused shall execute a bond for sum Rs.10,000/- with two sureties for a like sum.
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- 2) The Petitioner/Accused shall not commit any offence in future.
- 3) The Petitioner/Accused shall sign before the respondent Police station daily morning at 10.00 A.M. for 30 days.
- 4) The Petitioner/Accused shall appear before the court on all hearings unless he is exempted from appearing by this court.
- 5) The Petitioner/Accused shall appear before respondent police station as and when required for interrogation.

In the result, this petition is allowed.

This order dictated to the Steno-Typist, typed by her, corrected and pronounced by me in open court on this 31st day of August 2024.

Sd.M.Sunil Raja
District Munsif Cum
Judicial Magistrate, Shencottah