

IN THE COURT OF THE JUDICIAL MAGISTRATE NO.I, TIRUNELVELI

**Present: Tmt. D. Thriveni, M.H.R., M.L.,**

Judicial Magistrate No.I, Tirunelveli.

Friday 14<sup>th</sup> day of October 2022

CrI.M.P.No:15332/2022 in Cr.No.193/2022

CNR.No.TNTL04-023824-2022

Milton, S/o. Yesupatham

..... Petitioner/Accused

Vs.

State represented by Sub Inspector of police  
Perumalpuram Crime Police Station

..... Respondent/Complainant

This petition coming before this court on this day for final hearing in the presence of Mr. P. Selva Prabhu, M.A., B.L., Advocate for the petitioner/accused and the Learned Assistant Public Prosecutor Grade II for the respondent/complainant and upon hearing the argument and perusing the material records before the court and having stood over for consideration till this day this court delivered the following :

**ORDER**

1) This petition is filed for bail U/s. 437 CrPC. Since it is non bailable offence, notice was sent to police and reply received.

2) The petitioner/accused was alleged to have committed the offences u/s. 454, 511 of IPC. He was remanded to judicial custody on 26.07.2022.

3) The learned counsel for the petitioner/accused submits that the petitioner/accused is innocent and he has not committed any offence and he has been falsely implicated in this case. He ensures for his prompt appearance for each and every hearing. He is prepared to offer sureties for his release on bail. He will not abscond or evade the due process of law. Hence, he may be enlarged on bail.

4) In the reply, stated that the police investigation is pending and also accused having many previous cases. If the accused released on bail, he may tamper the witness, hamper the smooth investigation and may involve the same criminal activities and as such the prosecution has strongly opposed to release the accused on bail.

5) I have heard the learned APP for the state and the learned counsel for the petitioner/accused and also perused the entire materials available on record it reveals that the accused was in judicial custody for the past 79 days. Material part of investigation of this case might have been completed by this time. On considering the above the period of incarceration, and facts and circumstances of the case. This Court is inclined allowed this petition, but with the following conditions.

Accordingly this petitioner is here by ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- with 2 sureties to the like sum each

**Conditions :**

1) The petitioner/accused shall not tamper the witness and hamper the evidence.

2) The petitioner/accused shall not abscond either during investigation or trial.

3) The petitioner/accused should co-operate the investigation.

4) The petitioner/accused shall comply the above said conditions without fail, failing which the bail granted to him shall automatically be cancelled.

Typed by Steno Typist, corrected and pronounced by me in the open court this the 14<sup>th</sup> day of October 2022.

(Sd.) D. Thriveni,  
Judicial Magistrate No.I,  
Tirunelveli.