



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )

Thursday, the Twenty Eighth day of February Two Thousand Thirteen  
PRESENT

The Hon`ble Ms.Justice K.B.K.VASUKI  
CRL OP(MD) No.1660 & 2309 of 2013

VAISHAK @ VAISHAK R. NATH

: PETITIONER/ACCUSED NO.4  
IN CRL. OP. (MD).NO.1660 OF 2013

ANAND

: PETITIONER/ACCUSED NO.2  
IN CRL. OP. (MD).NO.2309 OF 2013

Vs

THE STATE REP. BY  
THE INSPECTOR OF POLICE  
K.K.NAGAR POLICE STATION,  
TRICHY,  
CRIME NO.11/2013

: RESPONDENT/COMPLAINANT  
IN BOTH CRL.OPs.

For Petitioner : M/S. N.ANANDAKUMAR Advocate in Crl.O.P.No.1660/2013  
M/S.A.THIRUVADIKUMAR Advocate in Crl.O.P.No.2309/2013  
For Respondent : Mr. P. Kannithevan, Govt. Advocate ( Crl. Side)

**PETITION FOR BAIL Under Sec. 439 Cr.P.C.**

**ORDER :** The Court Made the following order :-

The petitioners herein/Accused Nos.A4 & A2, who were arrested and remanded to judicial custody on 10.01.2013 in Crime No.11 of 2013 for an alleged offence punishable under Section 302 of I.P.C., have approached this Court for an order for their release on bail under Section 439 of the Code of Criminal Procedure.

2. Heard the submissions made by the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal side) appearing for the State.

3.Considering the fact that the petitioners are not named accused in the F.I.R and the F.I.R states that the accused Siva and few others were last seen with the son of the de-facto complainant on the new year eve celebrations, time interval of 7 days between new year eve fight and the alleged murder and also considering the nature of the materials available in this case and that the petitioner in Crl.O.P.(MD).No.1660 of 2013 is a college going student, the stage of the investigation and the period of their custody, this Court comes to the conclusion that it is a fit case in which the petitioners can be released on bail subject to certain conditions.

4. In the result, these petitions are allowed and it is hereby directed that the petitioners shall be released on bail, subject to the following conditions:

(i) The petitioners shall execute 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 No.II, Trichy; and



(ii) The petitioners shall report before the respondent-police every Saturday and Sunday at 04.30 p.m. for a period of four weeks and thereafter as and when required for interrogation.

Sd/-

28/02/2013

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Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE NO.II, TRICHY.
2. -DO- THE CHIEF JUDICIAL MAGISTRATE, TRICHY.
3. THE SUPERINTENDENT, CENTRAL PRISON, TRICHY.
4. THE INSPECTOR OF POLICE, K.K.NAGAR POLICE STATION, TRICHY.
5. THE ADDITIONAL PUBLIC PROSECUTOR, MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S. N.ANANDAKUMAR Advocate SR.No.11348.

+1 CC to M/s. A. Thiruvadi Kumar, Advocate in SR.No. 11349.

PKS/28.02.2013/2P/8C

ORDER

IN

CRL OP(MD) No.1660 & 2309 of 2013

Date :28/02/2013