



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

Friday, the Twenty Eighth day of March Two Thousand Fourteen  
PRESENT

**The Hon`ble Mr. Justice R.S.RAMANATHAN**

CRL OP(MD) No.5643 of 2014

WEB COPY

1 V. RAMAR  
2 S. KARUPPASAMY  
3 K. MANIKUMAR

... PETITIONERS/ACCUSED No.2 TO 4

Vs

STATE.REP.BY  
THE INSPECTOR OF POLICE  
IRUKKANKUDI POLICE STATION,  
VIRUDHUNAGAR DT.  
IN CRIME NO.42 OF 2014.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S. C.M. ARUMUGAM Advocate  
For Respondent : MR.P.KANDASAMY, Govt. Advocate ( Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioners, who were remanded to the judicial custody by the respondent police on 25.02.2014 for the alleged offences under Sections 302 and 307 IPC in Crime No.42 of 2014 on the file of the respondent police, seek bail.

2. It is submitted by the learned Government Advocate (Criminal side) that the petitioners are arrayed as A2 to A4 in this case. According to the statement of the eyewitness viz. the wife of the deceased, the first petitioner/A2 and A1 dashed the two wheeler driven by the deceased and when the deceased and his wife had fallen, A1 attacked the deceased with wooden log given to him by A2 and caused the death of the deceased. He therefore, submits that a case against the petitioners for offences under Sections 302 and 307 I.P.C. has been registered and the first accused is also in jail.

3. The learned counsel for the petitioners submitted that a false case has been foisted against the petitioners and they have not committed any offence. He would further submit that considering the fact that the petitioners are in judicial custody for the past 32 days, they may be released on bail.



4. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Crl. Side) appearing for the State and also perused the materials available on record.

WEB COPY

5. I have gone through the statement of eyewitness Kalaiselvi and also the confession of the first accused and even as per the submission of the eyewitness Kalaiselvi and as per the confession of A1, no overtact has been attributed against A2 and A3 and the first petitioner/A1 is alleged to have given the wooden log to A1 and A1 attacked the deceased and hence, I am inclined to enlarge only the petitioners 2 and 3/A3 and A4 on bail on the following conditions. Accordingly, the petitioners 2 and 3/A3 and A4 are directed to be released on bail on each of 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 No.II, Sattur and on further condition that the petitioners 2 and 3/A3 and A4 shall appear before the respondent police daily at 10.00 a.m for a period of four weeks and thereafter as and when required for interrogation.

6. This Criminal Original Petition stands dismissed as against the first petitioner/A2.

sd/-  
28/03/2014

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.II, SATTUR.
- 2 THE CHIEF JUDICIAL MAGISTRATE,  
VIRUHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 3 THE OFFICER INCHARGE, DISTRICT PRISON, VIRUDHUNAGAR.
- 4 THE INSPECTOR OF POLICE,  
IRUKKANKUDI POLICE STATION, VIRUDHUNAGAR DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S. C.M. ARUMUGAM Advocate SR.No.19639  
ORDER

IN

CRL OP(MD) No.5643 of 2014  
Date :28/03/2014