

**IN THE COURT OF SPECIAL JUDGE AT CHENNAI
UNDER SC & ST (PREVENTION OF ATROCITIES) ACT
PRINCIPAL SESSIONS COURT, CHENNAI**

Present: Tmt. S.Alli, M.L.,

Special Judge/Principal Sessions Judge

Wednesday, the 26th day of July, 2023

CrI.M.P.No. 17628/2023

in

W-4 All Women P.S. Kilpauk Crime No. 2/2023

Aswin

.. Petitioner/Accused

Vs

State by:

The Inspector of Police,
W-4 All Women Kilpauk Police Station,
Chennai.

.. Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s. G.S. Mahesh, P. Srinivasan, Counsel for the petitioner and of learned Special Public Prosecutor for SC & ST Act Cases for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 11.7.2023 for the offence punishable under Section 417, 506(i) of IPC and sec. 4 of TNPHW Act and sec. 3(1)(xi) of SC/ST (Prevention of Atrocities) Act 1989 in Crime No. 2/2023 on the file of the respondent police seeks bail.

2. Heard both sides.

3. The learned counsel for the petitioner submits that the complaint is totally false. The defacto complainant is already married with one Saran and she threatened the petitioner and tried to grab money by various modes from the petitioner. This petitioner already lodged a complaint against the defacto complainant before the All Women Police Station, Ayanavaram on 12.10.2022 which was registered in CSR No, 478/2022. The defacto complainant was enquired and warned by the police not to indulge in this kind of activities. The defacto complainant is in the habit of giving false complaint without disclosing that she already got married. On earlier occasion similar complaint was lodged in CSR No.106/2022 which was also enquired by All Women police station, Kilpauk, Chennai and it was closed. Again, the defacto complainant lodged the present complaint with intention to

harass him. This petitioner is innocent and he has not committed any offence as alleged by the prosecution. The petitioner is in custody from 11.7.2023. Hence, prays for granting bail.

4. On the other hand, learned SPP submits that this petitioner and the defacto complainant loved each other. This petitioner and the defacto complainant are living together from November 2021 to October 2022 as husband and wife . During that period, this petitioner received 27 sovereigns of gold jewels and also received cash from the defacto complainant. He always came to house in drunken state and forcibly he had physical relationship with her. Due to which, she became pregnant. This petitioner insisted the defacto complainant to abort the foetus and also scolded her by referring her Caste. When the defacto complainant asked him to marry her, this petitioner refused to marry her and thereafter he did not contact her and also blocked her phone number in his mobile phone. The defacto complainant also attempted to commit suicide. Investigation is still going on. Hence, he objects the grant of bail.

5. Learned Special PP for SC & ST Cases submits that the defacto complainant is a member of Scheduled Caste and accused is not member of Scheduled Caste. The accusation made against the petitioner is that this petitioner and the defacto complainant loved each other and they are lived together as husband and wife for nearly one year and during that period this petitioner received 27 sovereigns of gold jewels and cash from the defacto complainant and also he had forcible physical relationship with her and due to which she became pregnant. It is further contended by the SPP, that this petitioner scolded the defacto complainant by referring her caste and also insisted her to abort the foetus and when the defacto complainant requested him to marry her, he refused to marry her since she is a member of Scheduled Caste. Hence, the complaint has been lodged. Investigation is not yet completed. Considering the serious nature of accusation made against the petitioner short duration of custody and stage of the investigation, this court is not inclined to grant bail to the petitioner at present.

6. Petition is dismissed.

Delivered by me today in the open Court.

Special Judge/Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17875/2023

in

G-3 Kilpauk P.S. Crime No. 162/2023

Vijayan

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
G-3 Kilpauk Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. CT. Murugappan, S. Kumar, R. Sidharth, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 16.7.2023 for the offences punishable under Section 341, 294(b), 324, 307 and 506(ii) IPC in Crime No. 162/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He has been falsely implicated in this case. The petitioner and the defacto complainant are close relatives. Victim has been discharged from the hospital. The petitioner has no bad antecedents. He is in custody from 16.7.2023 . Hence, prays for granting bail.

4. On the other hand, learned CPP submits that due to property dispute, wordy quarrel arose between the petitioner and the defacto complainant. During the course of wordy quarrel, this petitioner stabbed the defacto complainant with broken bottle and caused injury to her. However, he submits that victim has been discharged from the hospital. The petitioner has no bad antecedents.

5. No previous case is reported against the petitioner. Victim has been discharged from the hospital. The petitioner is in custody for the past 11 days. Considering the above facts, close relationship between the parties and the duration of custody, this court is inclined to grant bail to the petitioner on condition.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties, each for a likesum to the satisfaction of the learned II Metropolitan Magistrate, Chennai and on further condition that

(a) the sureties shall affix their photographs and Left Thumb impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.

(b) the petitioner shall appear before the respondent police daily at 10.00 a.m. until further orders.

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial.

(d) the petitioner shall not abscond either during investigation or trial.

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**.

(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

Delivered by me in open court today.

Principal Sessions Judge

Copy to :

1. The II Metropolitan Magistrate, Chennai.
2. The Superintendent, Central Prison, Puzhal.

vv

Crl.M.P.No. 17875 / 2023

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

Crl.M.P.No. 17876/2023

in

P-6 Kodungaiyur P.S. Crime No. 215/2021

Shahjahan

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
P-6 Kodungaiyur Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. A. Syed Kaleesha, H., Mubena Almas, A. Sayeedain Mohamed, ARif Hayath, K. Zeenath Shariffa, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 3.7.2023 for the offences punishable under Section 420 and 406 IPC in Crime No. 215/2021 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent of the offence. He is no way connected with the alleged offence. He has not received any amount from the defacto complainant. He only acted as mediator. Without proper enquiry, he has been arrested in this case. He is in custody from 3.7.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that this petitioner/A3 along with two other accused promising to arrange loan of Rs.5 Crore to the defacto complainant and received Rs.25 lakhs from the complainant as commission by showing fake DD for Rs.5 Crores and thus cheated the defacto complainant. Cheated amount is not yet recovered. Investigation is not yet completed. Hence, he objects the grant of bail.

5. Considering the role played by the petitioner, cheated amount is not yet recovered and the stage of the investigation, this court is not inclined to grant bail to him at present.

6. Petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023

Crl.M.P.No. 17894/2023

in

S.C.No.62/2018

(on the file of learned XV Additional Sessions Judge, Chennai)

in

J.5, Sastri Nagar P.S. Crime No.455/2011

Mani @ vinoth @ pichumani

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
J.5, Sastri Nagar Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s. M. Nithiyavel, G. Kameshwaran, K. Sarathkumar, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 9.6.2023 on execution of NBW for the offences punishable under Section 394, 397 r/w 34 IPC in S.C.No.62/2018 in Crime No.455/2011 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that due to the absence of the petitioner, NBW was issued against him on 28.2.2018 and the same was executed on 9.6.2023. The petitioner undertakes that hereinafter he will be regular in attending the court. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that NBW is pending since 2018 and he was absconding for the past 5 years. After much effort he was secured by the respondent police. The occurrence is of the year 2011. The petitioner is a single accused. Due to the absence of the petitioner, the case is pending from 2018. He seriously objects

granting bail stating that if he is released on bail, there is every possibility of his abscondence and the case proceedings would be stalled.

5. The accused has been absconding from the year 2018. After great effort, the respondent police secured the accused only on 9.6.2023, which is a rare event. The case is pending from 2018 without any progress. No valid reason stated by the petitioner for his long absence. He has not chosen to recall the warrant till his arrest. If the petitioner is released on bail, the chances of his absconding is more and the case proceedings would be stalled. The conduct of the petitioner does not inspire the confidence of this court that he will be available for trial proceedings if he is released on bail. Under such circumstances, considering the conduct of the petitioner and period of his abscondence, this court is not inclined to grant bail to the petitioner at present.

6. Hence, the petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17895/2023

in

N-2 Kasimedu P.S. Crime No. 193/2023

Anandhi

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
N-2 Kasimedu Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. K. Sarathkumar, L. Sinthan, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 21.7.2023 for the offences punishable under Section 4(1-A) of TNP Act in Crime No. 193/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. She is no way connected with the alleged offence. She has been falsely implicated in this case and false case has been foisted on her with an ulterior motive. The petitioner is in custody from 21.7.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that this petitioner was found in possession of 8 bottles of Tasmac brandy in opened state for sale without valid licence. This petitioner is a habitual offender and she is having 15 previous cases of similar nature. If she is released on bail, again, she will indulge in similar nature of crime. Hence, he objects the grant of bail.

5. Considering the antecedents of the petitioner, this court is not inclined to grant bail to the petitioner.

6. Petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17896/2023

in

E-1 Mylapore P.S. Crime No. 279/2023

E. Saravanan @ Kizhangu Saravanan

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
E-1 Mylapore Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. K. Purushothaman, B. Deepak, Y. Rahul, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 7.7.2023 for the offences punishable under Section 341, 294(b), 336, 397 and 506(ii) IPC in Crime No. 279/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. The first birthday of the child of the petitioner was celebrated on 9.7.2023. In order to prevent the same, the respondent police arrested the petitioner intentionally. The petitioner is suffering from pancreas problem and he was advised to take bed rest. The petitioner is in custody from 7.7.2023 and prays for granting bail.

4. On the other hand, learned CPP submits that this petitioner along with two others waylaid the defacto complainant and demanded money for consuming alcohol. On his refusal, they abused him and robbed Rs.2000/- from him at knife point. He further submits that this petitioner is a history sheet rowdy of A+ category and he is having 15 previous cases including three murder cases. Hence, he strongly objects the grant of bail.

5. According to the counsel for the petitioner, out of 15 cases, 6 cases were disposed off and still 9 cases are pending against him. But, there is no proof produced by the counsel for the petitioner to that effect. Considering the bad antecedents of the petitioner, this court is not inclined to grant bail to him at present.

6. Petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17899/2023

in

P-5 MKB Nagar P.S. Crime No. 267/2023

Rajasekar @ Kattan Raji

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
P-5 MKB Nagar Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. M. Srinivasan, A. Krishnamurthy, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 12.7.2023 for the offences punishable under Section 147, 148, 341, 294(b), 307 IPC in Crime No. 267/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He has been falsely implicated in this case. Victim has been discharged from the hospital. The petitioner is in custody from 12.7.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that due to previous enmity, this petitioner /A1 along with seven other accused assaulted the defacto complainant with knife and caused injury on his head, hand and neck and admitted to hospital for treatment. The petitioner is having 8 previous cases. However, he submits that the victim was discharged from the hospital.

5. It is reported by the CPP, that the victim has been discharged from the hospital. The petitioner is in custody for the past two weeks. Period for taking custodial

interrogation is over. According to CPP, this petitioner is having 8 previous cases. However, considering the duration of custody, this court is inclined to grant bail to the petitioner on condition.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties, each for a likesum to the satisfaction of the learned X Metropolitan Magistrate, Chennai and on further condition that

(a) the sureties shall affix their photographs and Left Thumb impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.

(b) the petitioner shall appear before the respondent police daily at 10.00 a.m. until further orders.

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial.

(d) the petitioner shall not abscond either during investigation or trial.

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**.

(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

Delivered by me in open court today.

Principal Sessions Judge

Copy to :

1. The X Metropolitan Magistrate, Chennai.
2. The Superintendent, Central Prison, Puzhal.

vv

Crl.M.P.No. 17899 / 2023

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge**

Wednesday, the 26th day of July, 2023

CrI.M.P.No. 17900/2023

in

P-1 Pulianthope P.S. Crime No. 283/2023

Abimanyu

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
P-1 Pulianthope Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. C. Jagan, B. Jawahar, K. Roshini, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 12.7.2023 for the offences punishable under Section 341, 294(b), 323, 392, 397 and 506(ii) IPC in Crime No. 283/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He has been falsely implicated in this case. The petitioner is in custody from 12.7.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that this petitioner along with two other persons waylaid the defacto complainant and robbed Rs.500/- from him at knife point. This petitioner is a habitual offender and he is having 14 previous cases. If he is released on bail, again, he will indulge in similar nature of crime. Hence, he objects the grant of bail.

5. Considering the nature of accusation made against the petitioner and the bad antecedents of the petitioner, this court is not inclined to grant bail to the petitioner.

6. Petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17901/2023

in

P-3 Vyasarpadi P.S. Crime No. 150/2023

M. Sakthivel

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
P-3 Vyasarpadi Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s.K. Madhan, S. Faizal Rahman, S. Vinoth, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 18.6.2023 for the offences punishable under Section 341, 294(b), 354, 397 and 506(ii) IPC in Crime No. 150/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He has been falsely implicated in this case. Co-accused were already granted bail by this court. The petitioner is in custody from 18.6.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that this petitioner along with other accused waylaid the defacto complainant and robbed Rs.1500/- from him at knife point. This petitioner is having 2 previous cases. However, he submits that co-accused were already granted bail by this court.

5. Learned CPP does not raise any serious objection. Co-accused were already granted bail by this court. The petitioner is in custody for the past 40 days. Major portion

of investigation might have been completed by this time. Considering the above facts and the duration of custody, this court is inclined to grant bail to the petitioner on condition.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties, each for a likesum to the satisfaction of the learned X Metropolitan Magistrate, Chennai and on further condition that

(a) the sureties shall affix their photographs and Left Thumb impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.

(b) the petitioner shall appear before the respondent police daily at 10.00 a.m. until further orders.

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial.

(d) the petitioner shall not abscond either during investigation or trial.

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**.

(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

Delivered by me in open court today.

Principal Sessions Judge

Copy to :

1. The X Metropolitan Magistrate, Chennai.
2. The Superintendent, Central Prison, Puzhal.

vv

Crl.M.P.No. 17901 / 2023

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17903/2023

in

S.C.No. 308/2019

(on the file of learned XVII Additional Sessions Judge, Chennai)

in

P-1 Pulianthope P.S. Crime No. 332/2018

Udhaya @ Udhayakumar

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
P-1 Pulianthope Police Station,
Chennai.

..Respondent/Complainant.

This petition is coming on this day before me for hearing in the presence of M/s. M. Ramesh Babu, K. Senthil Kumar, K. Dinesh Kumar, N. Sigamani, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 3.7.2023 on execution of NBW for the offences punishable under Section 147, 148, 341, 302, 149, 109 r/w 120-B IPC in S.C.No. 308/2019 in Crime No. 332/2018 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that since the petitioner sustained fracture, he could not appear before the trial court on the hearing date and therefore, NBW was issued against him on 15.6.2023 and the same was executed on 3.7.2023. His absence is neither wilful nor wanton. The petitioner undertakes that hereinafter he will be regular in attending the court. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that NBW was issued on 15.6.2023 and it was executed on 3.7.2023. This petitioner is arrayed as A8 in this case. Due to the

absence of one or the other accused, the case could not be proceeded further. If the petitioner is released on bail, again, he may abscond and the further case proceedings would be stalled. Hence, he objects the grant of bail.

5. NBW issued against the petitioner on 15.6.2023 and it was executed on 3.7.2023. In the meantime, he has not chosen to recall the warrant till his arrest. No valid reason stated by the petitioner for his absence. According to the counsel for the petitioner, since this petitioner sustained fracture, he could not appear before the trial court. But, no scrap of paper filed before this court in support of his contention. If the petitioner is released on bail, again there is every possibility of his abscondence. Under such circumstances, this court is not inclined to grant bail to the petitioner at present.

6. Hence, the petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17904/2023

in

Egmore Railway P.S. Crime No. 152/2023

E. Ravichandran

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
Egmore Railway Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. S. Krishnamoorthy, K. Rahul, R. Pandimeena, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 19.7.2023 for the offences punishable under Section 147, 148, 341, 294(b), 324, 336, 506(ii) 307 IPC and sec. 152 and 153 of Railway Act in Crime No. 152/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He is a college going student. He has been falsely implicated in this case. The petitioner is in custody from 19.7.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that totally 10 accused involved in this case. Only two accused were arrested and remaining accused are still absconding. Due to enmity, this petitioner along with other accused attacked the defacto complainant, who is also a college going student, with knife and caused injury on his neck. Victim sustained simple injury and he has been treated as out-patient. He further submits that all the accused are college going students. Arrest of the petitioner is very recent one.

Investigation is at preliminary stage. Other accused are yet to be arrested. Hence, he objects the grant of bail.

5. Though the victim has been treated as out-patient, considering the nature of offence said to have been committed by the petitioner, who being a college student, short duration of custody, co-accused are yet to be arrested and stage of the investigation, this court is not inclined to grant bail to the petitioner at present.

6. Petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17905/2023

in

H-5 New Washermenpet P.S. Crime No. 313/2023

Manoj @ Manojkumar

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
H-5 New Washermenpet Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. M. Illiyas, A. Venkateswara Babu, M. Mohamadhu Ajar, G. Sundaresan, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 11.7.2023 for the offences punishable under Section 294(b), 323, 397 and 506(ii) IPC in Crime No. 313/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He has been falsely implicated in this case. Co-accused were already granted bail by this court. This petitioner is in custody from 11.7.2023. Hence, prays for granting bail.

4. On the other hand, learned CPP submits that this petitioner /A1 along with three other accused waylaid the defacto complainant and robbed Rs.430/- from him at knife point. This petitioner is a habitual offender and he is having 7 previous cases. Hence, he objects the grant of bail.

5. It is reported by the CPP already Co-accused were granted bail by this court. The petitioner is in custody for the past two weeks. Period for taking custodial

interrogation is over. According to CPP, this petitioner is having 7 previous cases. However, considering the duration of custody, this court is inclined to grant bail to the petitioner on condition.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties, each for a likesum to the satisfaction of the learned XV Metropolitan Magistrate, Chennai and on further condition that

(a) the sureties shall affix their photographs and Left Thumb impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.

(b) the petitioner shall appear before the respondent police daily at 10.00 a.m. until further orders.

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial.

(d) the petitioner shall not abscond either during investigation or trial.

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**.

(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

Delivered by me in open court today.

Principal Sessions Judge

Copy to :

1. The XV Metropolitan Magistrate, Chennai.
2. The Superintendent, Central Prison, Puzhal.

vv

Crl.M.P.No. 17905 / 2023

IN THE COURT OF SESSIONS AT CHENNAI

**Present: Tmt. S. Alli, M.L.,
Principal Sessions Judge
Wednesday, the 26th day of July, 2023**

CrI.M.P.No. 17906/2023

in

K-10 Koyambedu P.S. Crime No. 276/2023

Dhanansezhayan

.. Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
K-10 Koyambedu Police Station,
Chennai.

..Respondent/Complainant.

The above petition is coming on this day before me for hearing in the presence of M/s. M. Illiyas, A. Venkateswara Babu, M. Mohamadhu Ajar, G. Sundaresan, Counsel for the petitioner and of CPP for respondent and upon hearing them, this Court delivered the following:

ORDER

1. The petitioner, who was arrested on 6.6.2023 for the offences punishable under Section 341, 294(b), 324, 307 and 506(ii) IPC in Crime No. 276/2023 on the file of the respondent police, seeks bail.

2. Heard both sides.

3. Learned counsel for the petitioner submits that the petitioner is innocent. He is no way connected with the alleged offence. He has been falsely implicated in this case. False case has been foisted on him only for statistical purpose. The petitioner is in custody from 6.6.2023 and prays for granting bail.

4. On the other hand, learned CPP submits that due to previous enmity, this petitioner/A1 along with two other accused waylaid the defacto complainant and assaulted him using blade and also threatened the defacto complainant not to give evidence against him in murder case pending against him. This petitioner is a habitual offender and he is having 11 previous cases including one murder case. If he is released

on bail, again, he will indulge in similar nature of crime. Hence, he seriously objects the granting of bail.

5. Considering the nature of accusation made against the petitioner, his bad antecedents and the objection raised by the CPP, this court is not inclined to grant bail to the petitioner.

6. Petition is dismissed.

Delivered by me in open court today.

Principal Sessions Judge

