

IN THE COURT OF JUDICIAL MAGISTRATE, Madurai.
PRESENT: Thiru.S.Muthuraman B.L.,
Judicial Magistrate No.VI, Madurai
Wednesday 24th day of June 2020
C.M.P.No. 1462 /2020

Kalimuthu S/o.Manickam

...Petitioner/Accused

Vs

State:

Represent by its Sub Inspector of Police
Annanagar P.S.,
Cr.No.1155/2020

..Respondent/Complainant

This application is coming before me today for bail and filed by Advocate
Tr.G.Sridhar appearing for accused and the Assistant public prosecutor Grade-II for state, heard
both sides. perused the records and this court passing following:

ORDER

1.The Case was registered by the respondent Police against the accused
U/s.294(b),323,506(ii) IPC

2.The accused is arrested and sent to Judicial Custody on 08.06.2020

3. The Counsel for the petitioner submitted that accused is innocent and he has not committed any offence as alleged by the police. The Police and the learned Assistant Public Prosecutor raised the objection that the accused is committing offence and he is real accused also. If the accused releasing Bail he committing the very same offence further. Almost the investigation is over. If the accused are released on bail and it is impossible to secure him for investigation.

4. Heard Both sides. Records perused.Upon considering the fact of the case, Whether the accused has committed an offence or not, can be looked in trial. The presumption of innocence is in favour of the accused till the accusation is proved. The liberty of the person can be deprived by due process of only in view of the article 21 of the Indian constitution of India. Here the accusation is to be proved in the trial only. The apprehension expressed by the prosecution is seriously by this Court. On considering the circumstances of the cases and accused is in Judicial Custody for 16 days. In my considered view of opinion is that the accused can be released on bail by imposing suitable stringent conditions for his presence. I am inclined to enlarge the petitioners on bail on following conditions:

The accused is directed to executed own bond for a sum of Rs. 10.000/- with own sureties to the like sum each conditions.

Sd/S.Muthu Raman,
Judicial Magistrate No.VI,
Madurai

/True Copy/

Copy to
The Superintendent,
Sub Jail,
Virudhunagar District.