



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

Monday, the Thirtieth day of December Two Thousand Thirteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.23577 of 2013

PATHALAMUTHU

... PETITIONER/ACCUSED NO.2

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE
KURUMBUR POLICE STATION,
THOOTHUKUDI DISTRICT
CRIME NO. 196/2013

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.P.T.RAMESH RAJA Advocate
For Respondent : M/S.A.P.BALASUBRAMANIAN,
Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

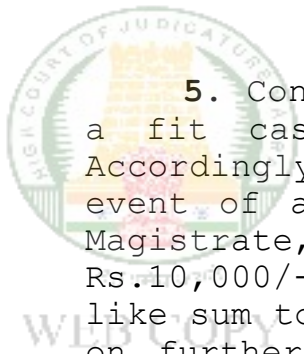
ORDER : The Court Made the following order :-

The petitioner is the sole accused and apprehending arrest at the hands of the respondent police for the alleged commission of offence punishable under section 353 IPC, in Crime No.196 of 2013 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is running a tea stall, and on 24.12.2013, when the defacto complainant, who is the Head Constable asked the petitioner, to close the shop, there was a wordy quarrel between them.

3. Learned counsel appearing for the petitioner would submit that the complaint itself is false and concocted and the petitioner has nothing to do with the alleged commission of offence.

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



5. Considering the facts and circumstances of the case, this is a fit case for granting anticipatory bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Srivaigundam and on 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 Magistrate concerned and on further condition that the petitioner shall report before the respondent police daily at 11.00 a.m. for a period of two weeks and thereafter, as and when required, for interrogation. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

6. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready failing which, the petition for anticipatory bail stands dismissed.

sd/-
30/12/2013

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE
SRIVAIGUNDAM
 2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
THOOTHUKUDI DISTRICT
 3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI
 4. THE INSPECTOR OF POLICE
KURUMBUR POLICE STATION,
THOOTHUKUDI DISTRICT.
- +1. CC to M/S.P.T.RAMESH RAJA Advocate SR.No.64413
RL/6 C- 2/1/2014

ORDER
IN
CRL OP(MD) No.23577 of 2013
Date : 30/12/2013