



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

Wednesday, the Tenth day of June Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.10285 of 2015

V. ESAKKIMUTHU

... PETITIONER / ACCUSED No.1

Vs

THE STATE REP. BY THE INSPECTOR OF POLICE
PETTAI POLICE STATION, TIRUNELVELI DISTRICT,
CR.NO.244 OF 2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S. S.R.A.RAMACHANDHRAN Advocate

For Respondent : M/S.K.V.RAJARAJAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

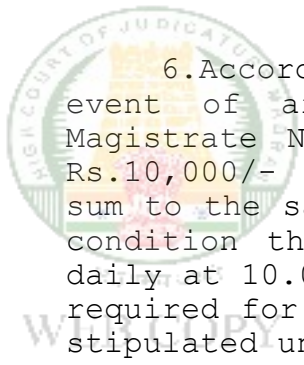
The petitioner, who is arrayed as A1 apprehends arrest at the hands of the respondent police for the alleged offences punishable under sections 294(b), 323, 307 and 506(ii) of IPC, in Crime No.244 of 2015 on the file of the respondent police and hence, seeks anticipatory bail.

2.The case of the prosecution is that due to previous motive, A2 dashed with bike against the wife of the de-facto complainant, while she was walking in the street and due to which, there was a wordy quarrel between them, in which the accused abused the de-facto complainant, attacked him and thereby caused injury and also threatened the de-facto complainant with dire consequences.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submitted that A2 and A3 were released on bail by the Principal Sessions Court, Tirunelveli in Cr.M.P.Nos.3435 and 3452 of 2015.

4.The learned Government Advocate (Criminal side) appearing for the respondent submitted that the injured has been discharged from the hospital.

5.Considering the above facts and circumstances of the case and also considering the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate No.V, Tirunelveli and on his 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 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. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. 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/-
10/06/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE, NO.V, TIRUNELVELI.
 - 2 DO THRO THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI.
 - 3 THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
 - 4 THE INSPECTOR OF POLICE
PETTAI POLICE STATION, TIRUNELVELI DISTRICT.
- +1. CC to M/S. S.R.A.RAMACHANDHRAN Advocate SR.No.10285.

TS/12.06.2015/2P-6C

ORDER
IN
CRL OP(MD) No.10285 of 2015
Date :10/06/2015