



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

Wednesday, the Twenty Eighth day of January Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.1297 of 2015

1 GOVINDARAJ
2 SELVAKUMAR

... PETITIONERS/ACCUSED 1 & 2

Vs

THE INSPECTOR OF POLICE
Y.OTHAKADAI POLICE STATION,
MADURAI DISTRICT.
(CR.NO.27 OF 2015)

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.M.PALANIRAJA Advocate

For Respondent : MR.A.P.BALASUBRAMANIAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

Apprehending arrest at the hands of the respondent police in Crime No.27 of 2015, on the file of the respondent police for offences under Sections 323 and 506(i) of the Indian Penal Code, the petitioners are now before this Court seeking Anticipatory Bail.

2. It is the case of the prosecution that due to wordy quarrel, the petitioners threatened the de-facto complainant with dire consequences.

3. It is represented by the learned Government Advocate (crl. Side) that no one sustained injury in the alleged occurrence.

4. Taking into consideration the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners, but with conditions.

5. Accordingly, the petitioners are ordered to be released on bail, in the event of arrest or on their appearance within 15 days from the date of receipt of copy of this order, before the learned Judicial Magistrate, Melur, Madurai District, on executing a separate 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that,

(a) the petitioners shall report before the respondent police every day at 10.30 a.m. for a period of one week and thereafter as and when required for interrogation.

<https://hcservices.courts.gov.in/hcservices> petitioners shall not tamper with evidence or witness either during investigation or trial.



[c] the petitioners shall not abscond either during investigation or trial.

[d] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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].

sd/-
28/01/2015

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE, MELUR, MADURAI DISTRICT.
2. -DO- THRO THE CHIEF JUDICIAL MAGISTRATE, MADURAI.
3. THE INSPECTOR OF POLICE
Y.OTHAKADAI POLICE STATION,
MADURAI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.M.PALANIRAJA Advocate SR.No. 3659

SR : 02.02.2015 : 2P/6C

ORDER
IN
CRL OP(MD) No.1297 of 2015
Date :28/01/2015