



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

Wednesday, the Twenty Second day of July Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.13852 of 2015

1 BARVATHI
2 MUTHUPANDI

... PETITIONERS/ACCUSED 1 and 2

Vs

THE INSPECTOR OF POLICE
KADAIYANALLUR POLICE STATION,
TIRUNELVELI DISTRICT.
CRIME NO.357 OF 2015

... RESPONDENT / COMPLAINANT

For Petitioners : M/S.P.T.THIRAVIAM Advocate
For Respondent : MR.K.V.RAJARAJAN,
Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.
ORDER : The Court Made the following order :-

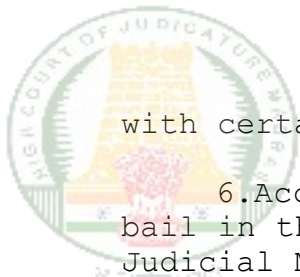
The petitioners, who are arrayed as A1 and A2 apprehend arrest at the hands of the respondent police for the alleged offences punishable under sections 294(b), 323 and 506(i) of IPC, in Crime No.357 of 2015 on the file of the respondent police and hence, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity, on 15.07.2015 there was a wordy quarrel between the de-facto complainant and the accused, in which the accused attacked the de-facto complainant and also threatened the de-facto complainant with dire consequences.

3.The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. He further submitted that the first petitioner was attacked by the de-facto complainant and six others and in this regard, a case stands registered in Crime No.356 of 2015 under sections 294(b), 323 and 506(i) of IPC and as a counter blast, this case has been registered against the accused.

4.The learned Government Advocate (Criminal side) appearing for the respondent submitted that in the alleged occurrence, the injured has sustained only simple injury.

5. Considering the facts and circumstances of the case and also considering the fact that the injured has sustained simple injury, this Court is inclined to grant anticipatory bail to the petitioners



with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Tenkasi and on each of them 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 petitioners shall appear before the respondent police as and when required for interrogation. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioners 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/-

22/07/2015

/ TRUE COPY /

Sub-Assistant Registrar

TO

1 THE JUDICIAL MAGISTRATE,
TENKASI.

2 -DO- THRO' THE CHIEF JUDICIAL MAGISTRATE
TIRUNELVELI.

3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

4 THE INSPECTOR OF POLICE
KADAIYANALLUR POLICE STATION,
TIRUNELVELI DISTRICT.

+1. CC to M/S.P.T. THIRAVIAM Advocate SR.No.40778

akm/27.07.15 /2p-6c/

ORDER

IN

CRL OP(MD) No.13852 of 2015

Date :22/07/2015