



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

Monday, the Tenth day of August Two Thousand Fifteen

PRESENT

THE HON'BLE MR JUSTICE K.KALYANASUNDARAM

CRL OP(MD) No.15165 of 2015

1 A. PONNUTHAI
2 RAJKUMAR
3 KALAIMANI

... PETITIONERS/ACCUSED

Vs

THE INSPECTOR OF POLICE
MASARPATTI POLICE STATION,
TUTICORIN DISTRICT,
CRIME NO. 66 OF 2015

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.MOTHER LAND ASSOCIATES Advocate

For Respondent : M/S.S.PRABHA, 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 to A3 apprehend arrest at the hands of the respondent police for the alleged offences punishable under sections 294(b), 355 and 506(ii) and 419 of IPC, in Crime No.66 of 2015 on the file of the respondent police and hence, seek anticipatory bail.

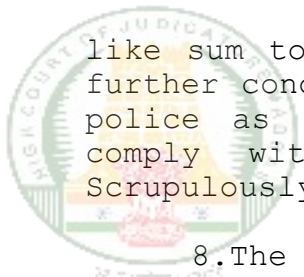
2.According to the de-facto complainant, A1 had obtained Rs.3,00,000/- from the de-facto complainant on execution of the promissory note, but as per the undertaking, he has not repaid the loan amount. When this was questioned, the accused threatened the de-facto complainant with dire consequences.

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. The learned counsel further submitted that the case was registered as per the direction of this court made in Crl.O.P(MD)No.7526 of 2015. It is further submitted that the transactions between A1 and the de-facto complainant are purely civil in nature and the civil transaction was given criminal colour to settle the dispute before the respondent.

4.Heard the learned Government Advocate (Criminal side) appearing for the respondent.

5.Considering the above facts and circumstances of the case, 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 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.

8. 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/-
10/08/2015

/ TRUE COPY /

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

TO

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

+1. CC to M/S.MOTHER LAND ASSOCIATES Advocate SR.No. 45666

SR : 14.08.2015 : 2P/6C

ORDER
IN
CRL OP(MD) No.15165 of 2015
Date :10/08/2015