



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

Friday, the Thirtieth day of January Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.1560 of 2015

1 CHINNADURAI
2 PALANIVELU
3 MALA

... PETITIONERA/ ACCUSED NOS.11,29 & 40

Vs

THE STATE REP.BY
THE SUB INSPECTOR OF POLICE
MALAIYUR POLICE STATION, PUDUKKOTTAI DT,
CRIME NO.4/2015

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.E.BALASUBRAMANIAN 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.4 of 2015, on the file of the respondent police for offences under Sections 147, 148, 149, 294(b), 323, 324, 427, 436 506(ii) of the Indian Penal Code read with Section 3(1) of TNPPDL Act, the petitioners are now before this Court seeking Anticipatory Bail.

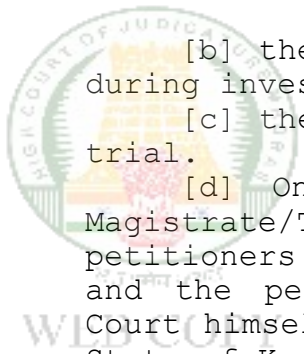
2. The case of the prosecution is that during the pongal festival, it is alleged that these petitioners have clashed with the rival group. This is a case and counter and counter case is in Crime No.3 of 2015.

3. It is represented by the learned Government Advocate (crl. Side) that the injured have been discharged from the hospital.

4. Under such circumstances, 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 before the learned Judicial Magistrate, Alangudi, 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 1 and 2 shall stay at Tiruthani and report before the Tiruthani Police Station every day twice at 10.30 a.m. and
<https://hcservices.goums.gov.in/hcservices> period of three weeks and thereafter as and when required for interrogation. The third petitioner being a lady shall report before the respondent police as and when required.



[b] the 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].

[e] The Inspector of Police concerned, is directed to send compliance report to the office of the learned Government Advocate (Crl. Side), whether these petitioners are complying with the order or not.

sd/-
30/01/2015

/ TRUE COPY /

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

TO

1.THE JUDICIAL MAGISTRATE, ALANGUDI.

2.DO THRO'THE CHIEF JUDICIAL MAGISTRATE, PUDUKKOTTAI.

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

4.THE SUB INSPECTOR OF POLICE
MALAIYUR POLICE STATION, PUDUKKOTTAI DISTRICT.

5.THE OFFICER INCHARGE,
THIRUTHANI POLICE STATION, THIRUTHANI.

+1. CC to M/S.E.BALASUBRMANIAN Advocate SR.No.4155

ORDER
IN
CRL OP(MD) No.1560 of 2015
Date :30/01/2015

RG.02.02.2015 2P.7C.