



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

Thursday, the Fifth day of February Two Thousand Fifteen
PRESENT

The Hon`ble Mr.Justice P.N.PRAKASH

CRL OP(MD) No.1983 of 2015

WEB COPY

1 R.VARADHARAJAN
2 M.A.SRIRAMULU
3 D.VENGADESAN
4 S.DEVARAJ
5 R.TAMIL SELVAM

... PETITIONERS 1 TO 5/ACCUSED RANK NOS.1 TO 5

Vs

STATE.REP.BY
THE INSPECTOR OF POLICE
MANAPPARAI POLICE STATION, MANAPPARAI,
TRICHY DISTRICT.
CR. NO.464/2014.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.N.MARIAPPAN Advocate

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

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

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offence punishable under Sections 120(b), 379, 420, 460, 471, 474 r/w 34 of IPC in Crime No.464 of 2014 on the file of the respondent police, seek anticipatory bail.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) appearing for the State.

3. This case has been registered pursuant to directions of the learned Judicial Magistrate, Manapparai, under Section 156(3) Cr.P.C.

4. It is the case of the prosecution that the petitioners are members of Manapparai Naidu Mahajana Sangam and that they have taken minute books and other records and manipulated them.

5. It is seen that there is a case against the rival parties in Crime No. 8 of 2014 in respect of similar transaction in Mahajana Sangam. Thus the dispute appears to be a fight between two rival parties for taking control of the caste Sangam.



5. Under such circumstances, I am inclined to grant anticipatory bail to the petitioners. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Manapparai, Trichy, on condition that the petitioners shall execute 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 appear before the respondent police as and when required for interrogation.

[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 petitioner 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]**. The Inspector of Police concerned is directed to send a compliance report to the office of the learned Government Advocate (Crl.side) as to whether the petitioners are complying with the order or not.

sd/-
05/02/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE, MANAPPARAI, TRICHY DISTRICT.
 - 2 DO-THRO' THE CHIEF JUDICIAL MAGISTRATE, TRICHY.
 - 3 THE INSPECTOR OF POLICE
MANAPPARAI POLICE STATION, MANAPPARAI, TRICHY DISTRICT.
 - 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S.N.MARIAPPAN Advocate SR.No.5589

ORDER IN
CRL OP(MD) No.1983 of 2015
Date :05/02/2015