



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

Tuesday, the Twentieth day of October Two Thousand Fifteen

PRESENT

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

CRL OP(MD) No.20392 of 2015

MAHARAJAN

... PETITIONER/SOLE ACCUSED

Vs

STATE REP BY

THE INSPECTOR OF POLICE

ALWARTHIRUNAGAR POLICE STATION, TUTICORIN DISTRICT.

(CRIME NO.227/2015)

... RESPONDENT / COMPLAINANT

For Petitioner : M/S R.DURAIRAJ Advocate

For Respondent : M/S.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 petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323, 324 and 506(ii) of the Indian Penal Code in Crime No.227 of 2015 on the file of the respondent police, seeks anticipatory bail.

2. It is represented by the learned Government Advocate (Crl.Side) that injured has been discharged from the hospital and there is no previous case as against this petitioner.

3. Considering the facts and the injured has already been discharged from hospital and that the petitioner has no previous antecedent, I am inclined to grant anticipatory bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Srivaikuntam, on condition that the petitioner shall execute 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 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 petitioner shall report before the respondent police every day at 06:30 PM in the evening for a period of two weeks and thereafter as and when required for interrogation.

[b] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[c] the petitioner 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 petitioner 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 compliance report to the office of the learned Additional Public Prosecutor whether the petitioner is complying with the order or not.

sd/-  
20/10/2015

/ TRUE COPY /

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

TO

- 1.THE JUDICIAL MAGISTRATE, SRIVAIKUNTAM
  - 2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THOOTHUKUDI DISTRICT
  - 3.THE ADDITIONAL PUBLIC PROSECUTOR  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
  - 4.THE INSPECTOR OF POLICE  
ALWARTHIRUNAGAR POLICE STATION, TUTICORIN DISTRICT.
- +1. CC to M/S.M.S.JEYAKARTHICK, Advocate SR.No.62288  
RL/6 C-20/10/2015

ORDER  
IN  
CRL OP(MD) No.20392 of 2015  
Date :20/10/2015