



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

Monday, the Nineteenth day of January Two Thousand Fifteen
PRESENT

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

CRL OP (MD) No.22063 of 2014

WEB COPY

M.SIVALINGAM

... PETITIONER/SOLE ACCUSED

Vs

STATE.REP.BY

THE SUB INSPECTOR OF POLICE

PALANI TOWN POLICE STATION,

DINDIGUL DISTRICT.

CRIME NO.586 OF 2014

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.P.MUTHUSAMY Advocate

For Respondent : MR.C.RAMESH, Additional Public Prosecutor

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 offences punishable under Sections 420, 406, 447, 294(b) and 506(i) I.P.C in Crime No.586 of 2014 on the file of the respondent police, seeks anticipatory bail.

2. It is the case of the prosecution that the petitioner had taken around Rs.10,00,000/- from the defacto complainant for agricultural operations and that he had not repaid the amount.

3. Now, it is submitted by the learned Government Advocate (Criminal Side), on instructions from the concerned police, who is present here, that the petitioner and the defacto complainant have mutually settled the matter by entering into an agreement, dated 09.01.2015.

4. Considering the fact that the petitioner and the defacto complainant have mutually settled the matter by entering into an agreement, this Court is inclined to grant Anticipatory Bail to the petitioner.

5. 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 No.I, Palani, 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:

<https://hcservices.courts.gov.in/hcservices/> The petitioner shall report before the respondent police daily at 10.30 a.m 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 Judicial 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 Judicial Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(4245)AIR SCW 5560]**.

sd/-

19/01/2015

/ TRUE COPY /

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

TO

1 THE JUDICIAL MAGISTRATE NO.I,
PALANI.

2 DO-THRO' THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL.

3 THE SUB INSPECTOR OF POLICE
PALANI TOWN POLICE STATION, DINDIGUL DISTRICT

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

+1. CC to M/S.P.MUTHUSAMY Advocate SR.No.2464

ORDER

IN

CRL OP(MD) No.22063 of 2014

Date :19/01/2015

PA/22.01.15/2P/6C