



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

Friday, the Thirteenth day of February Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.2543 of 2015

THEIVAKANNAN

... PETITIONER/SOLE ACCUSED

Vs

THE SUB-INSPECTOR OF POLICE
SRIVAIKUNDAM POLICE STATION,
THOOTHUKUDI DISTRICT.
CRIME NO.360/2014

... RESPONDENT/COMPLAINANT

For Petitioner : M/S. B. VINOTH BALAN Advocate

For Respondent : MR.P.KANNITHEVAN, 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 offences punishable under Sections 294(b), 323 and 506(i) of Indian Penal Code in Crime No.360 of 2014 on the file of the respondent police, seeks anticipatory bail.

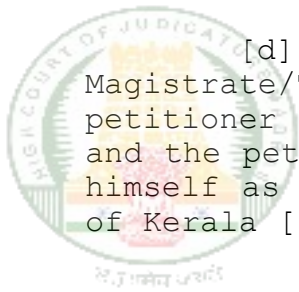
2. The learned Government Advocate (Criminal side) represents that the injured has been discharged from the hospital and there is no previous case against the petitioner. It is also submitted that investigation has been completed and final report has also been filed.

3. Considering the facts and the injured has already been discharged from hospital and that the petitioner has no previous antecedent and that on completion of investigation, final report has also been filed, 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, Srivaikundam, 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 as and when required for interrogation.

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

[https://hcservices.ecourts.gov.in/hcservices/](https://hcservices.ecourts.gov.in/hcservices/https://hcservices.ecourts.gov.in/hcservices/) the petitioner shall not abscond either during investigation or trial.



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[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].

sd/-
13/02/2015

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

TO

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

+1. CC to M/S. B. VINOTH BALAN Advocate SR.No. 6947

SR : 17.02.2015 : 2P/6C

ORDER
IN
CRL OP(MD) No.2543 of 2015
Date :13/02/2015