



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

Monday, the Twenty Third day of February Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) Nos.3210 and 3211 of 2015

MRS. MUTHUMARI ... PETITIONER /2nd ACCUSED in CRL.OP(MD)NO.3210/2015

1 MR. K.P.S MANOHARAN

2 MR.K.P.S. SIVAKUMAR

3 MR. K.P.S. MUNISWARAN

S/O. SUBBAIAH

4 E. MUNISWARAN

S/O. K.P.S. ELANGOVAN

... PETITIONERS /1 TO 4 ACCUSED in CRL.OP(MD)NO.3211/2015

Vs

THE STATE REP.BY

THE INSPECTOR OF POLICE

SELLUR POLICE STATION, SELLUR, MADURAI

CRIME NO.219/2015 AND 228/2015

(Respectively) ... RESPONDENT / COMPLAINANT IN BOTH PETITIONS

For petitioner : M/S.S.SRIMATHY, Advocate in CRL.OP(MD)NO.3210/2015

For Petitioner : M/S.S.M.S.JOHNNY BASHA Advocate

in CRL.OP(MD)NO.3211/2015

For Respondent : MR.A.P.BALASUBRAMANIAN, Govt. Advocate (Crl. Side)
IN BOTH THE PETITIONS

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

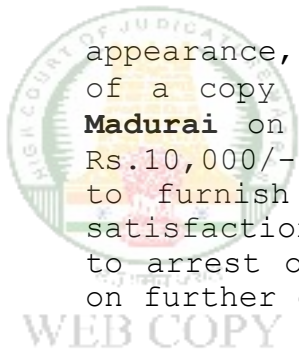
Apprehending arrest at the hands of the respondent police for the alleged offences punishable under Sections 147, 148, 341, 294(b), 323 and 506(ii) IPC & under Sections 147, 148, 363, 355, 294(b), 324 and 506(ii) IPC in Crime Nos.219 of 2015 & 228 of 2015 on the file of the respondent police respectively, the petitioners have come forward with this petition seeking anticipatory bail.

2. Heard the learned counsel on either side.

3. The learned counsel for the petitioners submitted that the petitioners have been falsely implicated in this case.

4. The learned Government Advocate (Crl.side) submits that the injured has been discharged from the hospital and this Court has granted anticipatory bail on 17.02.2015 to the co-accused in this case.

5. Having regard to the facts and circumstances of the case and the <https://hcservicescourts.gov.in/hcservices/> discharged from the hospital, 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 (15) days** from the date of receipt of a copy of this order, before the **learned Judicial Magistrate No.2, Madurai** on condition that the petitioners execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) and the petitioners are permitted to furnish common sureties in Crime Nos.219 and 228 of 2015 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 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 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]**.

sd/-
23/02/2015

/ TRUE COPY /

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

TO

1.THE JUDICIAL MAGISATRATE NO.2,MADURAI.

2.DO THRO THE CHIEF JUDICIAL MAGISTRATE MADURAI.

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

4.THE INSPECTOR OF POLICE
SELLUR POLICE STATION, SELLUR, MADURAI.

+2. CC to M/S.S.M.S.JOHNNY BASHA Advocate SR.Nos.8232 & 8233

ORDER
IN
CRL OP(MD) Nos.3210 & 3211 of 2015
Date :23/02/2015

rg.24.02.2015 2p.7c.