



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

Thursday, the Twenty Sixth day of February Two Thousand Fifteen
PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.3408 of 2015

WEB COPY

1 MUTHU
2 SWARNAVALLI
3 KALIAMMAL
4 DHANDAPANI
5 CHINNAIAH

... PETITIONERS/ACCUSED Nos.13 to 17

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
KEELACHELVANOR POLICE STATION,
KADALADI TALUK,
RAMANATHAPURAM DISTRICT.
CRIME NO.9/2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.V.BASKARAN Advocate
For Respondent : M/S.A.P.BALASUBRAMANIAN, 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 offences punishable under ****Sections 147, 148, 294(b), 307, 323, 324 and 506(ii)I.P.C. in Crime No. 9 of 2015** on the file of the respondent police, seek anticipatory bail.

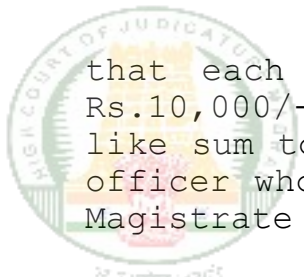
2. Heard the learned Counsel for the petitioners and the learned Government Advocate (Crl.Side).

3. It is a case and counter and the counter case is in Cr.No.10 of 2015. It appears that there was a dispute between two community people in respect of worship in a temple.

4. The learned Government Advocate (Crl.Side) would submit that the injured in both cases have already discharged from the hospital and the situation in that area is not conducive.

5. Taking into consideration the facts and circumstances of the case, this Court is inclined to grant Anticipatory Bail to the petitioners herein.

6. Accordingly, the petitioners are ordered to be released on **bond in lieu 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, Muthukulathur, on condition



that each of 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 petitioners 1, 4, and 5 shall stay at Madurai and report before the Tallakulam Police station twice a day daily at 10.30a.m and 05.30p.m. for a period of four weeks and thereafter as and when required for interrogation and the petitioners 2 and 3 shall report 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 Judicial 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 Judicial 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]**.

(e) The Inspector of Police concerned, is directed to send compliance report to the office of the learned Government Advocate (Crl.Side) whether the first petitioner is complying with the order or not.

sd/-
26/02/2015

****Amended as per order of this Court dt.11.03.2015 and the Time for furnishing the sureties is extended for a period of four weeks from today.** / TRUE COPY /

The rest of the conditions shall remains same.

Sub-Assistant Registrar (C.S.)

TO

(To substituted for the order already despatched)

- 1 THE JUDICIAL MAGISTRATE, MUTHUKULATHUR.
 - 2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE, RAMANATHAPURAM.
 - 3 THE INSPECTOR OF POLICE, KEELACHELVANOOR POLICE STATION, KADALADI TALUK, RAMANATHAPURAM DISTRICT.
 - 4 THE OFFICER IN-CHARGE, TALLAKULAM POLICE STATION, MADURAI.
 - 5 THE ADDITIONAL PUBLIC PROSECUTOR, MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S.V.BASKARAN, Advocate SR.No.11881.

ORDER IN
CRL OP(MD) No.3408 of 2015
Date :26/02/2015