



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Thursday, the Twelfth day of March Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.4340 of 2015

1 S. ANANTHAN
2 R. KANNAN
3 P. PARGUNAM
4 G. KAMESWARAN

..PETITIONERS/ACCUSED 1 to 4

Vs.

STATE REP.BY THE INSPECTOR OF POLICE
AUSTINPATTI POLICE STATION,
MADURAI.

CRIME NO.60/2015

..RESPONDENT/COMPLAINANT

For Petitioner : M/S.B.ROOBAN Advocate

For Respondent : Mr.A.P.BALASUBRAMANI, Government 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 offence punishable under Sections 147, 148, 448, 294(b), 323 and 506(ii) IPC, in Crime No.60 of 2015 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the present case has been registered pursuant to the direction issued by this Court in Crl.OP[MD]. No.2212 of 2015 and it is seen that the co-accused have been granted Anticipatory Bail in Crl.OP[MD].No.4384 of 2015, dated 10.03.2015. There is no previous case against these petitioners and no one has been injured in the incident. It is a landlord and tenant dispute between the petitioners and the *de facto* complainant, who being the landlord.

3. Considering the above, 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 days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Thirumangalam, on condition that the petitioners 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:

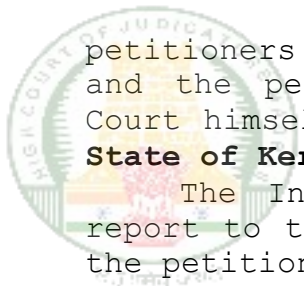
[a] the petitioners shall report before the respondent police daily at 06:30 in the evening for a period of two weeks and thereafter as and when required for interrogation.

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

[c] the petitioners shall not abscond either during investigation

<https://hcservices.mca.gov.in/hcservices/>

[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]**.

The Inspector of Police concerned is directed to send compliance report to the office of the learned Additional Public Prosecutor whether the petitioners are complying with the order or not.

sd/-

12/03/2015

WEB COPY

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE, THIRUMANGALAM, MADURAI DISTRICT.

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, AUSTINPATTI POLICE STATION, MADURAI.

+1. CC to M/S.B.ROOBAN Advocate SR.No.12218

ORDER IN

CRL OP(MD) No.4340 of 2015

Date :12/03/2015

PBK 13/03/2015 ::2P-6C: