



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Wednesday, the Twenty Fifth day of March Two Thousand Fifteen

PRESENT

The Hon'ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.5162 of 2015

S.SURESH

..PETITIONER/ACCUSED No.9

Vs.

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

CR. NO.120/2015.

..RESPONDENT/COMPLAINANT

For Petitioner : M/S.M.MOHAMMED AJEESDHEEN 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 petitioner, who apprehends arrest at the hands of the respondent police for an alleged offence punishable under Sections 147, 323, 294(b), 452, 506(ii) of IPC in Crime No.120 of 2015, seek anticipatory bail.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. side) appearing for the respondent.

3. The learned Government Advocate(Crl. Side) submits that this is a case and counter and the counter case is in Crime No.121 of 2015 and in both cases, injured has been discharged from the hospital and there is no previous case pending against the petitioner.

4. Considering the facts and circumstances of the case and also considering the fact that the injured has already been discharged from the hospital, 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 No.VI, Madurai on condition executing 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 daily at 06.30 p.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 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].



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

sd/-

25/03/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

WEB COPY

- TO
- 1 THE JUDICIAL MAGISTRATE NO.VI, 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, NGAMALAI POLICE STATION, MADURAI.

+1. CC to M/S.M.MOHAMMED AJEESDHEEN Advocate SR.No.14758
ORDER IN
CRL OP(MD) No.5162 of 2015
Date :25/03/2015

PBK 26/03/2015 ::2P-6C: