



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

Monday, the Thirteenth day of April Two Thousand Fifteen

PRESENT

WEB COPY

THE HON`BLE MR JUSTICE K.KALYANASUNDARAM

CRL OP(MD) No.6747 of 2015

SURESH JOHN PAUL

... PETITIONER / ACCUSED-1

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
ALAGAPPAPURAM POLICE STATION,
KARAIKUDI, SIVAGANGAI DISTRICT.
CRIME NO.28/2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.M.SENDHILKUMAR, Advocate

For Respondent : M/S.K.V.RAJARAJAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

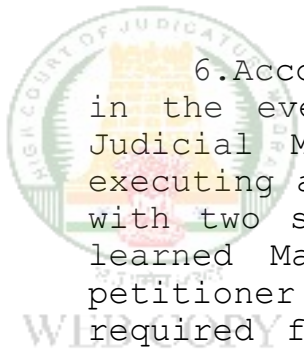
The petitioner, who is arrayed as A1, apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 341 and 506(ii) of I.P.C. in Crime No.28 of 2015 on the file of the respondent police and hence, seeks anticipatory bail.

2.The case of the prosecution is that in the year 2009 by mistake a case was registered against the petitioner by the same de-facto complainant as if the petitioner attacked her son. Subsequently, the petitioner has been acquitted by the Court. From the date of acquittal, the de-facto complainant has been demanding huge sum of money from the petitioner otherwise, she will file a false complaint against him.

3.It is submitted by the learned counsel for the petitioner that the petitioner/A1 is an innocent person and he has been falsely implicated in this case.

4.It is submitted by the learned Government Advocate (Crl.side) that no one sustained injury in the alleged occurrence.

5.Considering the facts and circumstance of the case and also considering the fact that no one sustained injury in the alleged occurrence, the Court is inclined to grant anticipatory bail to the petitioner, with certain conditions.



6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate No.I, Karaikudi, Sivagangai District and on 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 learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
13/04/2015

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.I, KARAISKUDI, SIVAGANGAI DISTRICT.
- 2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE, SIVAGANGAI.
- 3 THE INSPECTOR OF POLICE, ALAGAPPAPURAM POLICE STATION,
KARAISKUDI, SIVAGANGAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.M.SENDHILKUMAR, Advocate SR.No.18862.

ORDER IN
CRL OP(MD) No.6747 of 2015
Date :13/04/2015

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