



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

Wednesday, the Twenty Eighth day of January Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.893 of 2015

1 S.STALIN BABU
2 S.ILAYARAJA
3 M.SUNDARAM
4 S.PALANIPUSHPAM
5 S.PALANIKUMAR

... PETITIONERS/ACCUSED NOS.1 TO 5

Vs

THE INSPECTOR OF POLICE
AVANIYAPURAM POLICE STATION, MADURAI,
MADURAI DISTRICT. CR. NO. 32/2015. ... RESPONDENT/COMPLAINANT

For Petitioner : M/S.B.VIJAY KARTHIKEYAN Advocate

For Respondent : MR.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 294(b), 323 and 506(ii) of Indian Penal Code and Section 4 of Women Harassment Act in Crime No.32 of 2015 on the file of the respondent police, seek anticipatory bail.

2. It is represented by the learned Government Advocate (Criminal Side) that the injured has been discharged from the hospital and there is no previous case as against these petitioners.

3. Considering the fact that the injured has already been discharged from hospital and that the petitioners have no previous antecedent, 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 No.VI, Madurai, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- each (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 first petitioner shall reside at Thirubuvanam and sign before the Thirubuvanam Police Station twice a day at 10:30 a.m., in the morning and 06:30 p.m., in the evening for a period of three weeks and thereafter, as and when required for interrogation. Petitioners 2,3 and 5 shall also come to the respondent police twice a day at 10:30 a.m., in the morning and 06:30 p.m., in the evening for a period of two weeks and thereafter, as and when required for interrogation. The fourth petitioner



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 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/-
28/01/2015

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE NO.VI, MADURAI.
2. -DO- THRO THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.
3. THE INSPECTOR OF POLICE
AVANIYAPURAM POLICE STATION, MADURAI, MADURAI DISTRICT.
4. THE INSPECTOR OF POLICE,
THIRUBUVANAM POLICE STATION, THIRUBUVANAM.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.B.VIJAY KARTHIKEYAN Advocate SR.No. 4013

SR : 30.01.2015 : 2P/7C

ORDER
IN
CRL OP(MD) No.893 of 2015
Date :28/01/2015