



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

Wednesday, the Sixth day of May Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.8933 of 2015

SELVAN@SELVAN THURAI

... PETITIONER / ACCUSED No.1

Vs

THE STATE REP. BY THE INSPECTOR OF POLICE
PATHAMADAI POLICE STATION, TIRUNELVELI DIST.
CRIME NO. 29 OF 2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.S.SATHYA CHIDAMBARAM 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 petitioner, who apprehends arrest at the hands of the respondent police for an alleged offence punishable under Sections 294(b), 324, 506 (ii) IPC in Crime No.29 of 2015, seeks anticipatory bail.

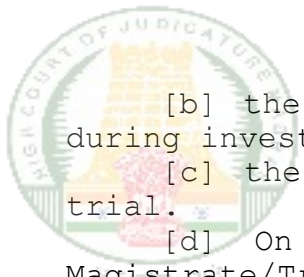
2. It is the case of the prosecution that there are several civil disputes pending between the petitioner and defacto complainant and on account of which, the petitioner had allegedly attacked the de-facto complainant.

3. It is represented by the learned Government Advocate (Crl.side) that the injured had been discharged from the hospital and there is no previous case as against the petitioner. It is also represented that co-accused had already been released on bail. Taking into consideration the facts and circumstances of the case, I am inclined to grant anticipatory bail is granted to the petitioner, but with conditions.

4. 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, Cheranmahadevi, on condition that 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:

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

[a] the petitioner shall report before respondent Police Station everyday at 6.30 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner 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) as to whether the petitioner is complying with the condition or not.

sd/-
06/05/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE, CHERANMAHADEVI.
- 2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI.
- 3 THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE INSPECTOR OF POLICE
PATHAMADAI POLICE STATION, TIRUNELVELI DISTRICT.

+1. CC to M/S.S.SATHYA CHIDAMBARAM Advocate SR.No.25043.

TS/07.05.2015/2P-6C

ORDER
IN
CRL OP(MD) No.8933 of 2015
Date :06/05/2015