



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.8988 of 2015

AZARUDDIN

... PETITIONER / ACCUSED No.4

Vs

THE STATE REP. BY THE INSPECTOR OF POLICE
MARUVOOR POLICE STATION, THANJAVUR DISTRICT.
CR.NO.29 OF 2015)

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.M.PALANIRAJA 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 :-

Apprehending arrest at the hands of the respondent police in Crime No.29 of 2015 on the file of the respondent police for offences under Section 12 of Tamil Nadu Gambling Act, Section 188 of I.P.C. and Section 11(a) (b) of Prevention of Cruelty to Animals, 1960, the petitioner is now before this Court seeking Anticipatory Bail.

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

3. It is the case of the prosecution that the petitioner and others was organising a cock fight in the village against the Rules.

4. The learned Government Advocate (Crl.side) submitted that the co-accused have been arrested and released on bail.

5. Under such circumstances, this Court is of the view that this is a fit case for granting anticipatory bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail, in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Thiruvaiyaru, Thanjavur District, 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 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 a.m. for a period of two weeks and thereafter as and when required for interrogation.



[b] the petitioner shall give his thumb impression, specimen signatures and handwritings.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.

[e] 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]**.

[f] 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/-
06/05/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE, THIRUVAIYARU.
- 2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE, THANJAVUR AT KUMBAKONAM.
- 3 THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE INSPECTOR OF POLICE
MARUVOOR POLICE STATION, THANJAVUR DISTRICT.

+1. CC to M/S.M.PALANIRAJA Advocate SR.No.25065.

TS/06.05.2015/2P-6C

ORDER
IN
CRL OP(MD) No.8988 of 2015
Date :06/05/2015