



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Friday, the Fifth day of June Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.9997 of 2015

1 PARAMASIVAM

2 AINGARAN

..PETITIONERS/ACCUSED 1 & 2

Vs.

STATE REP.BY THE INSPECTOR OF POLICE

THIRUMANGALAM TOWN POLICE STATION,

THIRUMANGALAM, MADURAI DIST.

(CR.NO. 220/2015)

..RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.MAHENDRAPATHY Advocate

For Respondent : Mr.K.V.RAJARAJAN, Government Advocate(Crl.Side)

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

ORDER : The Court Made the following order :-

The petitioners, who are arrayed as A1 & A2, apprehend arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 148, 452, 457, 323, 506(ii) and 379(NP) of I.P.C., in Crime No.220 of 2015 on the file of the respondent police and hence, seek anticipatory bail.

2.The case of the prosecution is that due to civil dispute, the accused have trespassed into the de-facto complainant's house and they have taken away furniture, watch and other articles.

3.The learned counsel for the petitioners submitted that the de-facto complainant is the sister-in-law of the first petitioner and a suit in O.S.No.91 of 2015 is pending before the learned District Munsif, Thirumangalam and therefore, they have been falsely implicated in this case.

4.It is submitted by the learned Government Advocate (Crl.side) that the accused have stolen the articles of the de-facto complainant and the stolen articles are not recovered sofar. He further submitted that the petitioners have no bad antecedent.

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Thirumangalam and on each of them 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 petitioners shall appear before the respondent as and when required for interrogation. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.



7. The petitioners 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/-
05/06/2015

/ TRUE COPY /

WEB COPY

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE, THIRUMANNGALAM, MADURAI DISTRICT.

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, THIRUMANGALAM TOWN POLICE STATION,
THIRUMANGALAM, MADURAI DIST.

+1. CC to M/S.S. MAHENDRAPATHY Advocate SR.No.28154

ORDER IN

CRL OP(MD) No.9997 of 2015

Date :05/06/2015

PBK/AMF 09/06/2015 ::2P-6C::