

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

Wednesday, the Fourth day of February Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.1838 of 2015

1 S.MUNIYASAMY  
2 M.SURESH  
3 M.KATHIRESAN

... PETITIONERS/ACCUSED 1 TO 3

Vs

THE INSPECTOR OF POLICE  
THIRUNAGAR POLICE STATION, THIRUNAGAR,  
MADURAI CITY, CR. NO. 67/2015. ... RESPONDENT/COMPLAINANT

For Petitioner : M/S.BABU RAJENDRAN 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 an alleged offence punishable under Sections 294(b), 420 and 506(i) of IPC in Crime No.67 of 2015, seek anticipatory bail.

2. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl. side) appearing for the respondent. The police is also present.

3. The case of the prosecution is that the petitioners being house owners had not settled the bill to the defacto complainant, who is maison, as agreed by them. The transaction appears to be civil in nature.

4. The learned counsel for the petitioners submitted that the petitioners have been falsely implicated in this case.

5. Considering the facts and circumstances of the case and also considering the fact that the injured has already been discharged from the hospital, 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 each of 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.eco.in.gov.in> the petitioners shall appear 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/-  
04/02/2015

/ 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  
THIRUNAGAR POLICE STATION, THIRUNAGAR,  
MADURAI CITY.
4. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.BABU RAJENDRAN Advocate SR.No. 5135

SR : 09.02.2015 : 2P/6C

ORDER  
IN  
CRL OP(MD) No.1838 of 2015  
Date :04/02/2015

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