

CRL.O.P.No.14686 of 2016

S.VAIDYANATHAN,J.

Apprehending arrest at the hands of the respondent police for the alleged offences punishable under Sections 147, 447, 294(b) and 387 IPC r/w. Section 4 of Tamilnadu Prohibition of Harassment of Women Act 1998 and Section 3(1) of TNPPDL Act in Crime No.564 of 2016 on the file of the respondent police, the petitioner has come forward with this petition seeking anticipatory bail.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent police.

3. The case of the prosecution is that the petitioner along with other accused is alleged to have entered into the property of the defacto complainant and abused her in a filthy language and caused damage to her property and threatened her.

4. Learned Counsel for the petitioner submitted that the petitioner has not committed any such offence and he has been falsely implicated in this case.

5. Learned Government Advocate (Crl. Side) submitted that investigation is pending in this case and opposed for grant of anticipatory bail to the petitioner.

6. Considering the facts and circumstances of the case, **this Court is inclined to grant anticipatory bail to the petitioner.**

S. VAIDYANATHAN, J.

vrc

7. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the **Judicial Magistrate No.II, Kancheepuram subject to the following conditions:**

(i) 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 Magistrate concerned;

(ii) the petitioner shall report before the respondent police daily at **10.30 a.m. until further orders.**

(iii) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(iv) the petitioner shall not abscond either during investigation or trial.

[v] on breach of any of the aforesaid conditions, the 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 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]**.

20.07.2016

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