



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

Thursday, the Fourteenth day of July Two Thousand Sixteen

PRESENT

The Hon`ble Ms.Justice V.M.VELUMANI

CRL OP(MD) No.11643 of 2016

1 SELVARAJ
2 KANDHASAMY
3 POONGODI
4 KARUPPASAMY @ KANDASAMY
5 NALLATHAL

... PETITIONERS/ACCUSED 1 to 3 and 5, 6

Vs

THE STATE REP. BY
THE INSPECTOR OF POLICE
EDAYAKOTTAI POLICE STATION,
DINDIGUL DISTRICT,
CR NO. 94/2016.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S S.C.HEROLD SINGH Advocate

For Respondent : Mr.P.Kannithevan, Govt. Advocate (Crl. Side)

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

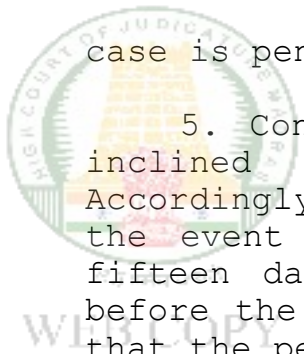
ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for an alleged offence punishable under Sections 147,148,149,427,447,294(b) and 506(ii) of IPC in Crime No.94 of 2016, seek anticipatory bail.

2. The case of the prosecution is that the petitioners entered into the house of the defacto complainant and damaged the electric motor and pipe lines laid by the defacto complainant. On complaint, a case has been registered against the petitioners.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have not committed any offence as alleged by the prosecution and their names have been falsely implicated in this case.

4. The learned Government Advocate (Crl. Side) submitted that the petitioners damaged the electric motor and pipe lines of the defacto complainant worth Rs.5,000/- and the investigation of the



case is pending.

5. Considering the facts and circumstances of the case, 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, Oddanchathiram on condition that the petitioners shall deposit a sum of Rs.5,000/- to the credit of Crime No.94 of 2016 and 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:

[a] the petitioners shall report before the respondent police daily at 10.00 am until further orders.

[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/-
14/07/2016

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE, ODDANCHATHIRAM
- 2 DO THRO' THE CHIEF JUDICIAL MAGISTRATE, DINDIGUL DISTRICT.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE INSPECTOR OF POLICE, EDAYAKOTTAI POLICE STATION,
DINDIGUL DISTRICT

+1. CC to M/S S.C.HEROLD SINGH Advocate SR.No.36649

TRP

JM/NGM-MP/SAR-II/20.07.2016/2P-6C

ORDER
IN
CRL OP(MD) No.11643 of 2016
Date :14/07/2016