



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

Thursday, the Twenty First day of July Two Thousand Sixteen

PRESENT

WEB COPY

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

CRL OP(MD) No.12280 of 2016

1 SABARIMALAI
2 THIRUPATHI
3 PORUL SELVAM
4 LAKSHMANAN
5 RASAI AH
6 MUNIYANDI
7 GANESAN
8 AYYER
9 VELU
10 SOLAIMALAI
11 RAMAIAH
12 MOORTHY
13 LINGAM

..PETITIONERS/ACCUSED 1 to 13

Vs.

STATE REP.BY
THE INSPECTOR OF POLICE,
THALAIVAIPURAM POLICE STATION,
VIRUDHUNAGAR DISTRICT.

(*) (CRIME NO.266 OF 2016)

..RESPONDENT/COMPLAINANT

For Petitioner : M/S S.BASKAR MATHURAM Advocate

For Respondent : Mr.P.KANNITHEVAN, Government Advocate (Crl.Side)

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

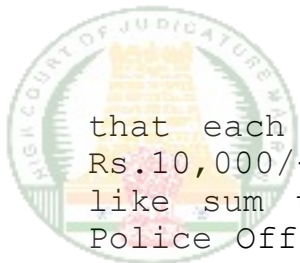
ORDER : The Court Made the following order :-

The petitioners, who are arrayed as Accused Nos.1 to 13, apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 143, 341, 188, 353 of IPC, in **(*)Crime No.266 of 2016**, on the file of the respondent police and hence, seek anticipatory bail.

2.The case of the petitioners is that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case and prays for anticipatory bail in favour of the petitioners.

3.It is submitted by the learned Government Advocate (Crl.Side) that the petitioner is having one previous case and the investigation is pending.

4.Considering the nature of the offence, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions. Accordingly, they 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, Rajapalayam, on condition



that each of the petitioners 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

- (i) the petitioners shall stay at Trichy and report before the Trichy Cantonment Police Station daily at 10.30 a.m. until further orders.
- (ii) the petitioners shall not tamper with evidence or witness either during investigation or trial.
- (iii) the petitioners shall not abscond either during investigation or trial.
- (iv) 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]**.

5.The Inspector of Police concerned is directed to send a compliance report to the office of the learned Government Advocate, as to whether the petitioners are complying with the conditions or not.

sd/-

21/07/2016

**(*)AMENDED AS PER ORDER OF THIS
HON'BLE COURT MADE IN
CRL.MP (MD)NO.6586/2016 IN
CRL.OP (MD)NO.12280/2016 DATED 8.8.16
BY VMVJ / TRUE COPY /**

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE, RAJAPALAYAM, VIRUDHUNAGAR DISTRICT.
- 2 -do-thro' THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR AT SRIVILLIPUTHUR.
- 3 THE ADDL.PUBLIC PROSECUTOR,MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- 4 THE INSPECTOR OF POLICE, THALAIVAIPURAM POLICE STATION,
VIRUDHUNAGAR DISTRICT.
- 5 THE INSPCTOR OF POLICE, TRICHY CONTENTMENT POLICE STATION,
TRICHY.

+1. CC to M/S.K.KARMEGAM, Advocate, SR.No.43331

ORDER IN

CRL OP (MD) No.12280 of 2016

Date :21/07/2016

<https://hcservices.ecourts.gov.in/hcservices/>

PBK/AAL-MPA/SAR-I 26/07/2016 ::2P-7C::

RL/7C/2P/SK/SKN/SARI/11/8/2016