



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

Friday, the Thirtieth day of September Two Thousand Sixteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice B.GOKULDAS

CRL OP (MD) No.18947 of 2016

1 P.L.RAJA
2 R.SUMATHI

... PETITIONERS/ACCUSED No.1 & 2

Vs

STATE REP. BY
THE INSPECTOR OF POLICE,
PONNAMARAVATHI POLICE STATION,
PUDUKOTTAI DISTRICT.
(CRIME NO.283 OF 2016)

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.K.G.ARUN KUMAR Advocate

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

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

ORDER : The Court Made the following order :-

Petitioners, who are arrayed as accused, pray for the grant of anticipatory bail under Section 438 of Cr.P.C. for the offences punishable under Sections 147, 294(b), 323, 506(ii) IPC in Crime No.283 of 2016 on the file of the respondent police.

2.The case of the prosecution is that due to previous enmity the petitioners abused the de facto complainant in filthy language and assaulted him.

3.Heard the learned counsel for the petitioners and the learned Government Advocate (Crl. Side).

4.The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case.

5.Learned Government Advocate (Crl. Side) submits that injured person has already been discharged from the hospital and it is a case of case in counter.

6.On consideration of the facts and circumstances of the case and the submissions made, this Court is of the view that the

petitioners can be granted the relief prayed for and accordingly;

(a) In the event of arrest by or on appearance before the respondent police;

(b) In the event of appearance before the learned Judicial Magistrate, Thirumayam, Pudukkottai District, within 15 days from the date of receipt of copy of the order,

(i) petitioners shall be enlarged on bail on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two sureties each for the like sum to their satisfaction;

(ii) petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the fact of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer;

(iii) the 1st petitioner shall report before the concerned Court daily at 10.30 a.m. until further orders and the 2nd petitioner shall report before the concerned Court as and when required.

sd/-

30/09/2016

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE JUDICIAL MAGISTRATE
THIRUMAYAM, PUDUKKOTTAI DISTRICT

2 THE CHIEF JUDICIAL MAGISTRATE
PUDUKKOTTAI DISTRICT

3 THE INSPECTOR OF POLICE,
PONNAMARAVATHI POLICE STATION, PUDUKOTTAI DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.K.G.ARUN KUMAR Advocate SR.No.57731

ORDER

IN

CRL OP(MD) No.18947 of 2016

Date : 30/09/2016

nbj

SH/CK/SAR-III:05.10.2016:2P/6C