



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

Thursday, the Eleventh day of February Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.1940 of 2016

IRULAN

..PETITIONER/SOLE ACCUSED

Vs.

STATE REP.BY THE INSPECTOR OF POLICE
TIRUCHULI POLICE STATION,
VIRUDHUNAGAR DISTRICT.
CR NO. 38 OF 2016.

..RESPONDENT/COMPLAINANT

For Petitioner : M/S M.SENTHIL AYYANAR 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 :-

The petitioner, who apprehended arrest at the hands of the respondent Police for the alleged offences punishable under Sections 294(b), 324 and 506(ii) I.P.C., and Section 4 of Women Harassment Act in Crime No..38 of 2016, on the file of the respondent Police, seeks anticipatory bail.

2. Heard Mr.M.Senthil Ayyanar, learned counsel appearing for the petitioner /Accused and Mr.A.P.Balasubramani, learned Government Advocate, appearing for the State.

3. It is represented that the injured has been discharged from the hospital.

4. Taking into consideration the fact that the injured has been discharged from the hospital, this Court is of the view that this a fit case to grant anticipatory bail to the petitioner /Accused. Accordingly, he is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Aruppukottai, on condition that 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(i) the petitioner / Accused shall report before the respondent Police daily at 06.30 p.m., for a period of two weeks and thereafter as and when required for interrogation.

(ii) the petitioner / Accused shall not tamper with evidence or witness either during investigation or trial.

(iii) the petitioner / Accused 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 petitioner / Accused in accordance with law as if the conditions have been imposed and the petitioner / Accused 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 petitioner is complying with the conditions or not.

sd/-

11/02/2016

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE, ARUPPUKOTTAI, 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, TIRUCHULI POLICE STATION,
VIRUDHUNAGAR DISTRICT.

+1. CC to M/S M.SENTHIL AYYANAR Advocate SR.No.8196

ORDER IN
CRL OP(MD) No.1940 of 2016
Date :11/02/2016

PBK/SK-SKN/SAR-I 12/02/2016 ::2P-6C::