



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

Monday, the Eighth day of February Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.2235 of 2016

1 K. PANDIAN

2 P.EASWARI

... PETITIONERS/ACCUSED 1 & 2

Vs

1 STATE REP BY THE INSPECTOR OF POLICE
CRIME DIVISION,
SANARPATTI POLICE STATION,
DINDIGUL DISTRICT,
CR NO.21 OF 2016.

... RESPONDENT/COMPLAINANT

2 MARIMUTHU

... RESPONDENT/DEFACTO COMPLAINANT

For Petitioner : M/S M.ERULAPPA RAJA Advocate

For Respondent : MR.A.P.BALASUBRAMANI Govt. Advocate (Crl. Side)

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

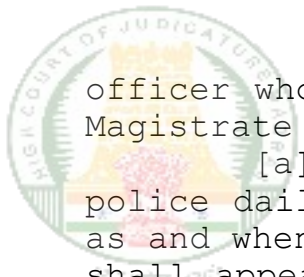
ORDER : The Court Made the following order :-

The petitioners/A1 and A2, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 294 (b), 341, 323, 506(i) I.P.C. in Crime No.21 of 2016 on the file of the respondent police, seek anticipatory bail.

2.Heard the learned Counsel for the petitioners and the learned Government Advocate(Crl.Side).

3.Considering the facts and circumstances of the case and also considering the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners.

4. 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 III, Dindigul on condition that 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 first petitioner shall appear before the respondent police daily at 06.30 p.m. for a period of two weeks and thereafter as and when required for interrogation. The 2nd petitioner being lady shall appear before the respondent Police as and when required for interrogation.

[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 Judicial 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 Judicial 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]**.

(e) The Inspector of Police concerned is directed to send compliance report to the office of the learned Government Advocate (Crl.Side) whether the petitioners are complying with the order or not.

sd/-

08/02/2016

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE III, DINDIGUL
- 2 THE CHIEF JUDICIAL MAGISTRATE, DINDIGUL
- 3 THE INSPECTOR OF POLICE
CRIME DIVISION, SANARPATTI POLICE STATION,
DINDIGUL DISTRICT
- 4 THE ADDL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S M.ERULAPPA RAJA Advocate SR.No.9971

ORDER

IN

CRL OP(MD) No.2235 of 2016

Date : 08/02/2016

AA/SKS-RR/AR-II/11.02.2016/2p-6c