



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

Thursday, the Twenty Ninth day of December Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice R.MAHADEVAN

CRL OP(MD) No.24155 of 2016

1 IMRAN
2 ABDUL JAPPAR
3 ABUBACKER SIDDIQ

... PETITIONERS/ACCUSED Nos.1 to 3

Vs

THE STATE REP. BY
THE INSPECTOR OF POLICE,
ARUMUGANERI POLICE STATION,
THOOTHUKUDI DISTRICT.
CR.NO.324 OF 2016

... RESPONDENT/COMPLAINANT

FOR PETITIONERS : M/S.S.R.A.RAMACHADHRAN, ADVOCATE
FOR RESPONDENT : Mr.P.KANDASAMY, GOVERNMENT ADVOCATE (CRL. SIDE)

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

ORDER : The Court Made the following order :-

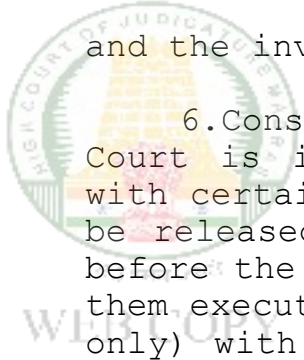
The petitioners, who are arrayed as accused Nos.1 to 3, in Crime No.324 of 2016 on the file of the respondent police, apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 294(b), 323, 324 and 506 (ii) of I.P.C and hence, seek anticipatory bail.

2. The case of the prosecution is that the *defacto complainant's* family constructed a wall in the pathway and at that time, the petitioners intervened and pushed the wall down, thereby a brick fell in the leg of the defacto complainant.

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

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

5. The learned Government Advocate(Crl. Side) on instructions submitted that there is a civil dispute pending between the parties



and the investigation is pending.

6. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Thiruchendur and on each of them executing 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 learned Magistrate concerned and on further condition that the petitioners shall appear before the respondent police daily at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
29/12/2016

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE, THIRUCHENDUR.
2. THE CHIEF JUDICIAL MAGISTRATE,
TUTICORIN DISTRICT.
3. THE INSPECTOR OF POLICE,
ARUMUGANERU POLICE STATION,
THOOTHUKUDI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to M/S.S.R.A.RAMACHADHRAN Advocate SR.No. 83662

ORDER
IN
CRL OP(MD) No.24155 of 2016
Date :29/12/2016