



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

Friday, the Nineteenth day of February Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.2992 of 2016

WEB COPY

1 BABU
2 VIJAY
3 CHANDRAMOORTHY

..PETITIONERS/ACCUSED
RANK NOT KNOWN

Vs

STATE REP.BY
THE INSPECTOR OF POLICE
THENKARAI POLICE STATION,
THENI DISTRICT.
(CR.NO. 90/2016)

..RESPONDENT/COMPLAINANT

For Petitioners : No Appearance
For Respondent : MR.C.MAYIL VAHANA RAJENDRAN,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.
ORDER : The Court Made the following order :-

The petitioners, who apprehended arrest at the hands of the respondent Police for the alleged offences punishable under Sections 147, 148, 294(b), 323 and 506(ii) I.P.C., in Crime No.90 of 2016, on the file of the respondent Police, seek anticipatory bail.

2. No representation for the petitioners on account of boycott. Heard Mr.C.Mayil Vahana Rajendran, learned Additional Public Prosecutor appearing for the State.

3. It is represented that this is a case and counter and 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 is a fit case to grant anticipatory bail to the petitioners. 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, Periyakulam, Theni District, 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:

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

(1) the petitioners shall stay at Periyakulam and report before the Periyakulam Police Station daily



WEB COPY

at 06.30 p.m., for a period of two weeks and thereafter as and when required for interrogation.

(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/-
19/02/2016

/ TRUE COPY /

Sub-Assistant Registrar

TO

1 THE JUDICIAL MAGISTRATE,
PERIYAKULAM, THENI DISTRICT.

2 -DO- THRO' THE CHIEF JUDICIAL MAGISTRATE,
THENI DISTRICT.

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

4 THE INSPECTOR OF POLICE
THENKARAI POLICE STATION, THENI DISTRICT.

5 THE INSPECTOR OF POLICE
PERIYAKULAM POLICE STATION, THENI DISTRICT.

+1. CC to M/S.M.KALAMURUGAPPAN Advocate SR.No.9863

AKM/23.02.2016/2p-7c/NGM/SS/AR-I

ORDER
IN
CRL OP(MD) No.2992 of 2016
Date :19/02/2016