



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

Wednesday, the Ninth day of March Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.4137 of 2016

V. PALANIVELRAJAN

... PETITIONER/ SOLE ACCUSED

Vs

STATE REP BY THE INSPECTOR OF POLICE
M. KALLUPATTI POLICE STATION,
MADURAI DISTRICT,
CR NO. 18 OF 2016.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.MALAIKANI 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 petitioner, who apprehended arrest at the hands of the respondent Police for the alleged offences punishable under Sections 294(b), 323, 353 and 506(ii) I.P.C., in Crime No.18 of 2016, on the file of the respondent Police, seeks anticipatory bail.

2. Heard Mr.S.Malaikani, learned counsel appearing for the petitioner / accused and Mr.A.P.Balasubramani, learned Government Advocate (Criminal Side) appearing for the State.

3. It is represented that there was a wordy quarrel between the petitioner / accused and the *de facto* complainant.

4. Taking into consideration the nature of allegations made against the petitioner / accused, this Court is of the view that this is a fit case to grant anticipatory bail to him. 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, Usilampatti, Madurai District, on condition that the petitioner / accused 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., until further orders.
- (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/-
09/03/2016

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE,USILAMPATTI, MADURAI DISTRICT
- 2 THE CHIEF JUDICIAL MAGISTRATE,MADURAI
- 3 THE INSPECTOR OF POLICE,M. KALLUPATTI POLICE STATION,
MADURAI DISTRICT
- 4 THE ADDL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.S.MALAIKANI Advocate SR.No.13262

ORDER
IN
CRL OP(MD) No.4137 of 2016
Date :09/03/2016

AA/NGM-SS/SAR-I/14.03.2016/2p-6c