



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

Friday, the First day of April Two Thousand Sixteen

PRESENT

**The Hon`ble Mr Justice P.N.PRAKASH**

CRL OP(MD) No.5670 of 2016

SANKAR @ VETTU SANKAR

... PETITIONER/SOLE ACCUSED

Vs

THE INSPECTOR OF POLICE  
LALAPETTAI POLICE STATION,  
KARUR DISTRICT,  
(CRIME NO. 70 OF 2016)

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S J.LAWRANCE Advocate

For Respondent : M/S.A.P.BALASUBRAMANI,  
Govt. Advocate ( Crl. Side)

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

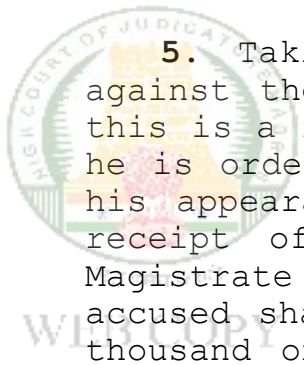
ORDER : The Court Made the following order :-

The petitioner, who apprehended arrest at the hands of the respondent Police for the alleged offences punishable under Sections 294(b), 332 and 307 I.P.C., in Crime No.70 of 2016, on the file of the respondent Police, seeks anticipatory bail.

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

3. The learned counsel appearing for the petitioner fairly submitted that there are thirteen previous cases as against the petitioner, except the present case, for the offences under Sections 457 and 392 I.P.C. These cases are of the year 2001 and in all these cases charge sheets have been filed and the petitioner is also appearing regularly before the concerned Courts. Whiles, now the present F.I.R., has been registered as if when the Police party came to his house for search, he attacked one of them with knife and escaped from the scene of occurrence in a motorbike.

4. On perusal of the accident register, it is seen that the Police Constable has suffered abrasion only. The alleged offence in this case taken place on 24.03.2016.



5. 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 No.I, Kuzhithalai, on condition that the petitioner / accused shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties (of whom one surety must be his father or mother) 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 morning 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]**.

6. 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/-

01/04/2016

/ TRUE COPY /

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

TO

- 1.THE JUDICIAL MAGISTRATE NO.I, KUZHITHALAI
- 2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, KARUR DISTRICT
- 3.THE ADDITIONAL PUBLIC PROSECUTOR  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
- 4.THE INSPECTOR OF POLICE, LALAPETTAI POLICE STATION,  
KARUR DISTRICT,
- +1. CC to M/S J.LAWRANCE Advocate SR.No.18456  
RL/6C/2P/SKS/RR/ARI/5/4/2016

ORDER

IN

CRL OP(MD) No.5670 of 2016

Date :01/04/2016