

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Fifth day of May Two Thousand Seventeen

PRESENT

The Hon`ble Mr Justice P. KALAIYARASAN

CRIMINAL ORIGINAL PETITION No.8914 of 2017

POTHUVUDAI,

[PETITIONER / ACCUSED]

Vs

THE INSPECTOR OF POLICE,
VOIMEDU POLICE STATION
VOIMEDU, VEDARANYAM TALUK,
NAGAPATTINAM DISTRICT.
CR.NO.46 OF 2017.

[RESPONDENT]

For Petitioner : M/S.R.MURUGABHARATHI Advocate

For Respondent : MR. B.RAMESH BABU, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 341, 294 (b), 342, 307 and 379 of IPC on the file of the respondent police in Crime No.46 of 2017, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused assaulted the de facto complainant and caused injuries.

3. Learned counsel appearing for the petitioner submits that the petitioner is innocent, co-accused has been released on bail and the injured has been discharged from the hospital and that the petitioner is a permanent resident and therefore, he may be granted anticipatory bail.

4. Learned Government Advocate [Crl. Side] though opposes this petition, concedes that co-accused has been released on bail and fairly submitted that the injured has been discharged from the hospital.

5. Considering the fact that the injured has been discharged from the hospital, co-accused has been released on bail and that the petitioner is having permanent residence and also the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or on his appearance before the learned District Munsif-cum-Judicial Magistrate, Vedaranyam, Nagapattinam District and on 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 Judicial Magistrate concerned and on further condition that the petitioner shall appear before the respondent police daily at 10.00 a.m for a period of two weeks and thereafter as and when required. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

-sd/-
05/05/2017

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, VEDARANYAM,
NAGAPATTINAM DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
NAGAPATTINAM. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
VOIMEDU POLICE STATION VOIMEDU,
VEDARANYAM TALUK, NAGAPATTINAM DISTRICT.

+1 CC to M/S.R.MURUGABHARATHI Advocate on payment of necessary charges-Sr.8405

CRL OP.8914/2017

Date :05/05/2017

ths : 08.05.2017