



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

Wednesday, the Fourth day of October Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.12787 of 2017

1 SELVARAJ  
2 MARIYAPPAN  
3 SUNDAR RAJ

... PETITIONERS/ACCUSED 2-4

Vs

STATE REP.BY,  
THE INSPECTOR OF POLICE,  
MIMISAL POLICE STATION,  
PUDUKOTTAI DISTRICT.  
CRIME NO.146/2017

... RESPONDENT/COMPLAINANT

For Petitioners : M/S.P.MANI ANANDH Advocate

For Respondent : MR.K.ANBARASAN, Government Advocate(Crl.Side)

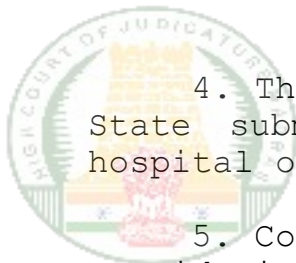
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who are arrayed as A2 to A4, apprehend arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 323, 324 and 506(ii) of I.P.C., and Section 4 of Tamil Nadu Prohibition of Harassment of Woman Act, 2002, in Crime No.146 of 2017, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 19.09.2017, the complainant lodged a complaint before the respondent police stating that the accused persons are neighbours and on the date of occurrence, at about 8.10 p.m., the third accused cleaning the vacant land belongs to the complainant. On noticing the action of the third accused, the son of the complainant questioned the same, thereby a wordy quarrel arose between them and the accused were attacked the de-facto complainant and his family members and the de-facto complainant sustained grievous injuries and admitted in hospital.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution.



4. The learned Government Advocate (Crl.side) appearing for the State submitted that the injured has been discharged from the hospital on 03.10.2017 and the investigation is almost over.

5. Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.side) that the injured has been discharged from the hospital on 03.10.2017, I am 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, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Aranthangi, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) each 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 petitioners/A2 to A4 shall report before the respondent police daily at 10.00 a.m and 05.00 p.m., for a period of four 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 make themselves available for interrogation including custodial interrogation as and when required by the investigation officer;
- (iv) the petitioners shall not commit any offence while on bail;
- (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 and the bail granted stands cancelled automatically.

sd/-  
04/10/2017

/ TRUE COPY /

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



TO

1 THE JUDICIAL MAGISTRATE,  
ARANTHANGI, PUDUKKOTTAI DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE,  
PUDUKKOTTAI DISTRICT.

3 THE INSPECTOR OF POLICE,  
MIMISAL POLICE STATION,  
PUDUKKOTTAI DISTRICT.

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

+1. CC to M/S.T.LENIN KUMAR Advocate SR.No.32126

ORDER

IN

CRL OP(MD) No.12787 of 2017

Date :04/10/2017

PK/CM-MSA/SAR-2/06.10.2017 : 3P/6C