



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

Wednesday, the Twenty Seventh day of September Two Thousand
Seventeen

PRESENT

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The Hon`ble Mr.Justice M.V.MURALIDARAN

CRL OP(MD) No.13111 of 2017

1 S.A.JEYAKUMAR
2 MUTHURAJA

... PETITIONERS / ACCUSED
RANK NOT KNOWN

Vs

THE INSPECTOR OF POLICE
DISTRICT CRIME BRANCH,
THOOTHUKUDI DISTRICT,
THOOTHUKUDI.

(CRIME NO. NOT KNOWN OF 2017) ... RESPONDENT / COMPLAINANT

For Petitioners : M/S.P.T.RAMESH RAJA Advocate

For Respondent : MR.A.RAMAR, ADDITIONAL PUBLIC PROSECUTOR

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

ORDER : The Court Made the following order :-

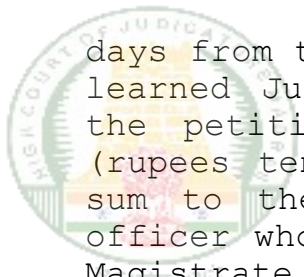
The petitioners / Accused Rank Not Known, who apprehend arrest at the hands of the respondent Police for the offence punishable under Sections 406, 506(ii) and 420 of IPC in Crime No.Not Known of 2017 on the file of the respondent Police, seek anticipatory bail.

2.Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor (Crl.side) appearing for the respondent Police.

3.The learned counsel for the petitioners submitted that the petitioners are no way connected with the alleged offence and they are innocent and they have been falsely implicated in this case.

4.The learned Additional Public Prosecutor (Crl.side) submitted that the petitioners enquiry pending.

5.Considering the facts and circumstances of the case and also considering the fact that the petitioner enquiry pending, I am inclined to grant anticipatory bail to the petitioners. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of 15



days from the date on which the order copy is made ready, before the learned Judicial Magistrate No.III, Thoothukudi on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (rupees ten thousand only) each with two sureties each for a like sum to the satisfaction of the respondent Police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

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[a]the petitioners shall report before the respondent Police daily at 10.30 a.m., for a period of one week and thereafter as and when require.

[b]the petitioners shall not tamper with evidence or witness either during investigation or trial.

[c]the petitioners shall not abscond either during investigation or trial.

[d]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)**.

sd/-

27/09/2017

/ TRUE COPY /

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

RMK/RMI/PMU

TO

- 1 THE JUDICIAL MAGISTRATE NO.III, THOOTHUKUDI
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
THOOTHUKUDI DISTRICT
- 3 THE INSPECTOR OF POLICE, DISTRICT CRIME BRANCH,
THOOTHUKUDI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.P.T.RAMESH RAJA Advocate SR.No.31713

GJM/RR/BS/SAR-I-3.10.17-2P-6C

ORDER

IN

CRL OP(MD) No.13111 of 2017

Date :27/09/2017