



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

Tuesday, the Twenty Fourth day of October Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.14200 of 2017

KALIKUMAR,

... PETITIONER / SOLE ACCUSED

Vs

THE STATE REP.BY,
THE SUB INSPECTOR OF POLICE,
KADAMPUR POLICE STATION,
THOOTHUKUDI DISTRICT.
(CRIME NO.63 OF 2017)

... RESPONDENT / COMPLAINANT

For Petitioner : M/S LAKSHMI GOPINATHAN Advocate

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

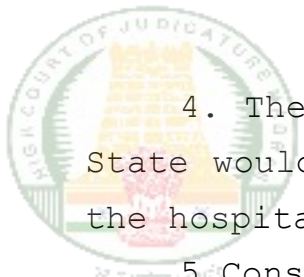
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner/sole accused, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 294(b), 323, 307 and 506(ii) of IPC., in Crime No. 63 of 2017, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is none other than the husband of the defacto complainant. On 15.10.2017 at about 09.00 p.m., the petitioner attacked his wife, thereby the defacto-complainant lodged a complaint against the petitioner before the respondent police.

3.The learned counsel for the petitioner submitted that it is a family dispute and the police has registered a false case against the petitioner. The petitioner is innocent person and he has not committed any offence as alleged by the prosecution.



4. The learned Government Advocate (Crl.Side) appearing for the State would submit that the injured person has been discharged from the hospital.

5. Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.side), that injured person has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner 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.II, Kovilpatti, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five 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 shall report before the respondent Police as and when required;

(ii) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(iii) the petitioner shall not commit any offence while on bail;

(iv) on breach of any of the aforesaid conditions, the petition for anticipatory bail stands dismissed.

sd/-
24/10/2017

/ TRUE COPY /

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



TO

1 THE JUDICIAL MAGISTRATE NO.II,
KOVILPATTI, TUTICORIN DISTRICT.

2 -DO- THRO THE CHIEF JUDICIAL MAGISTRATE,
TUTICORIN.

3 THE SUB INSPECTOR OF POLICE,
KADAMPUR POLICE STATION,
THOOTHUKUDI DISTRICT.

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

+1. CC to M/S.POLAX LEGAL SOLUTIONS Advocate SR.No.33046

ORDER

IN

CRL OP(MD) No.14200 of 2017

Date :24/10/2017

MV:CM-MSA:SAR4:26/10/2017/2P/6C