



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

Tuesday, the Twenty Fourth day of October Two Thousand Seventeen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP (MD) No.14214 of 2017

1 SUBRAMANIYAN

2 MOOKKAMMAL

... PETITIONERS/ ACCUSED RANK A2, A3

Vs

STATE REP.BY

THE INSPECTOR OF POLICE,
T.KALLUPATTI POLICE STATION,
PERIYUR TALUK,
MADURAI DISTRICT.

(CRIME NO.277 OF 2017)

... RESPONDENT / COMPLAINANT

For Petitioners: M/S.T.VADIVELAN Advocate

For Respondent : M/S.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 Accused Nos.2 and 3, apprehend arrest at the hands of the respondent police for offences punishable under Sections 451, 342, 324, 323, 506(ii) and 109 of I.P.C., read with Section 4 of Tamil Nadu Prohibition Women Harassment Act in Crime No.277 of 2017, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the A1 is none other than the son of the defacto complainant and A2 and A3 are father-in-law and mother-in-law of A1. There was a property dispute between the defacto complainant and A1. Thereby, A1 and the petitioners joint together and attacked the defacto complainant and caused injuries to him. Hence, the defacto complainant lodged a complaint against the petitioner before the respondent police.

3.The learned counsel for the petitioners submitted that the petitioners are innocent and they are not committed any offence as alleged by the prosecution. He further submitted that the petitioners only solving the problem between the defacto complainant and A1 and are ready to abide any condition imposed by this Court.



4. The learned Government Advocate (Crl.side) appearing for the State submitted that the injured was 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), 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, Periyur, Madurai District, 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 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 first petitioner shall report before the respondent police, daily at 10.00 a.m., for a period of two weeks, and thereafter, as and when required for interrogation;

(ii) the second petitioner shall report before the respondent police, as and when required for interrogation;

(iii) the petitioners shall not tamper with evidence or witness either during investigation or trial.

(iv) the petitioners shall make themselves available for interrogation including custodial interrogation as and when required by the investigation officer;

(v) the petitioners shall not commit any offence while on bail;

(vi) 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 anticipatory bail granted stands cancelled automatically.

sd/-
24/10/2017

/ TRUE COPY /



TO

1. THE JUDICIAL MAGISTRATE, PERIYUR,
MADURAI DISTRICT.

2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

3. THE INSPECTOR OF POLICE,
T.KALLUPATTI POLICE STATION,
PERIYUR TALUK, MADURAI DISTRICT.

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

+1. CC to M/S.T.VADIVELAN Advocate SR.No.33124

ORDER

IN

CRL OP(MD) No.14214 of 2017

Date :24/10/2017

MS/CM-MSA/SAR.1/27.10.2017/3P.6C