



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

Wednesday, the Eighth day of November Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.15106 of 2017

WEB COPY

ARUNKUMAR

... PETITIONER/ACCUSED No.3

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE
CHECKANOORANI POLICE STATION,
MADURAI DISTRICT,
CRIME NO. 3/2017

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.K.SAFAR BADHUSHA 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 :-

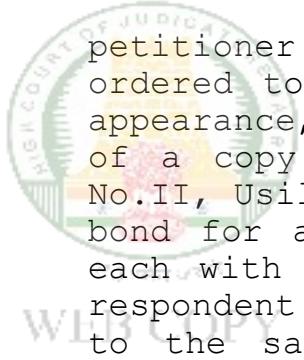
The petitioner, who is arrayed as Accused No.3, apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 323 and 506 (ii) of I.P.C., in Crime No.3 of 2017, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and the defacto complainant are neighbours. On 01.01.2017, there was dispute between the petitioner and the defacto complainant regarding the passage of drainage water and thereby, the petitioner attacked the defacto complainant's family and caused injuries, due to which they were admitted in the hospital. Hence, a case has been registered against the petitioner for the above said offences.

3.The learned counsel for the petitioner submitted that the petitioner is innocent and he has not committed any offence as alleged by the prosecution. He further submitted that this Court has already granted anticipatory bail to A1 and A2 in Crl.O.P.(MD) No.10449 of 2017 dated 10.08.2017.

4. The learned Government Advocate (Crl.side) appearing for the State submitted that the injured persons were 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



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, Usilampatti, on condition that the petitioner 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 petitioner shall report before the respondent police as and when required for interrogation;

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

(iii) the petitioner shall not abscond either during investigation or trial;

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

(v) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law and the anticipatory bail granted stands cancelled automatically.

sd/-
08/11/2017

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO II, USILAMPATTI, MADURAI DISTRICT
- 2 THE CHIEF JUDICIAL MAGISTRATE, MADURAI
- 3 THE INSPECTOR OF POLICE, CHECKANORANI POLICE STATION,
MADURAI DISTRICT,
- 4 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.K.SAFAR BADHUSHA Advocate SR.No.34130

ORDER
IN
CRL OP(MD) No.15106 of 2017
Date :08/11/2017