



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

Monday, the Twentieth day of November Two Thousand Seventeen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP (MD) No.15829 of 2017

1 SELVAN ALIAS ARULSELVAN
2 VARKEESH

... PETITIONERS/ACCUSED No.1 & 2

Vs

STATE REP BY
THE INSPECTOR OF POLICE
ANJUGRAMAM POLICE STATION,
KANYAKUMARI DISTRICT
CRIME NO. 355/2017.

... RESPONDENT / COMPLAINANT

For Petitioners : M/S.P.SARAVANAKUMAR Advocate

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

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

ORDER : The Court Made the following order :-

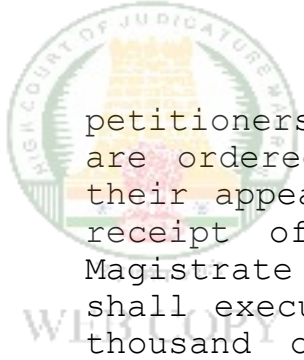
The petitioners, who are arrayed as Accused Nos. 1 and 2, apprehend arrest at the hands of the respondent police for the offences punishable under Section 3(1) TNPPDL Act, in Crime No.355 of 2017, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that on 25.10.2017, the petitioners who are brothers, have damaged the defacto complainant's Tempo's front glass worth about Rs.6,000/- (Rupees Six Thousand only). Hence, a case has been registered against the petitioners before the respondent police.

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

4.The learned Government Advocate (Crl.side) appearing for the State submitted that the investigation has been completed.

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 No.III, Nagercoil, 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 petitioners shall deposit a sum of Rs.5,000/- (Rupees Five Thousand only) **each** to the credit of Crime No.355 of 2017 before the learned Judicial Magistrate No.III, Nagercoil, without prejudice to their defence before the trial Court within a period of two weeks from the date of receipt of copy of this order. After such deposit, the trial Court shall accept the sureties furnished by the petitioners.

(i) the petitioners shall report before the respondent police, daily at 10.00 a.m, for a period of two weeks, 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 petitioner shall not abscond either during investigation or trial;

(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/-
20/11/2017

/ TRUE COPY /

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



TO

1 THE JUDICIAL MAGISTRATE NO.III, NAGERCOIL

2 THE CHIEF JUDICIAL MAGISTRATE
KANYAKUMARI DISTRICT AT NAGERCOIL

3 THE INSPECTOR OF POLICE
ANJUGRAMAM POLICE STATION, KANYAKUMARI DISTRICT

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

+1. CC to M/S.P.SARAVANAKUMAR Advocate SR.No.34769

ORDER

IN

CRL OP(MD) No.15829 of 2017

Date :20/11/2017

SMA/CM-VR/SAR-2/27.11.2017:2P/6c