



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

Tuesday, the Fifth day of December Two Thousand Seventeen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.16664 of 2017

M.THIRAVIYAPANDI

... PETITIONER/SOLE ACCUSED

Vs

THE SUB INSPECTOR OF POLICE
SERNTAMARAM POLICE STATION,
TIRUNELVELI DISTRICT,
IN CRIME NO.235/2017

... RESPONDENT/COMPLAINANT

For Petitioner : MR.B.SANTHANAM RAJESHKUMAR 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 :-

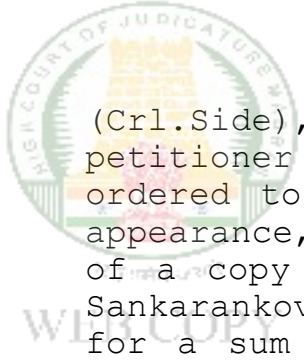
The petitioner, who is arrayed as Sole Accused, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 353 and 506(i) of I.P.C., in Crime No.235 of 2017, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that when the Law Enforcing Agency prevent the petitioner who ride his vehicle, without obeying the direction of the defacto complainant the petitioner riding his vehicle continuously and after 100 meters he fell down on the road. While the defacto complainant questioning the petitioner about the same, he reiterated using filthy language against the defacto complainant and run away from the scene of occurrence, thereby the defacto complainant/Sub Inspector gave the complaint.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution.

4.The learned Government Advocate (Criminal side) would submit that the petitioner used filthy language against the Law Enforcing Agency.

5.Considering the facts and circumstances of the case and also considering the submissions 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, Sankarankovil, 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 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 appear before the respondent police daily at 10.30 a.m. for a period of four weeks before the respondent Police;

(ii) the petitioner shall make himself available for interrogation including custodial interrogation as and when required by the investigation officer;

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

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

(v) the petitioner 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 petitioner in accordance with law and the anticipatory bail granted stands cancelled automatically.

sd/-

05/12/2017

/ TRUE COPY /

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

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TO

1 THE JUDICIAL MAGISTRATE, SANKARANKOVIL

2 THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI DISTRICT

3 THE SUB INSPECTOR OF POLICE
SERNTAMARAM POLICE STATION, TIRUNELVELI DISTRICT

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

+1. CC to M/S.V.MAHARAJAN Advocate SR.No.35574

ORDER IN

CRL OP(MD) No.16664 of 2017

Date :05/12/2017