



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

Wednesday, the Sixth day of December Two Thousand Seventeen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP (MD) No.16698 of 2017

R.THIRUMURUGAN

... PETITIONER / A1

Vs

STATE REPRESENTED BY ITS
THE INSPECTOR OF POLICE
THIRUCHULIPOLICE STATION,
VIRUDHUNAGAR DISTRICT
(CRIME NO.359/2017)

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.M.SENTHIL AYYANAR 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/accused No.1, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 341, 294(b), 323 of IPC read with Section 4 of TNWH Act, in Crime No.359 of 2017, on the file of the respondent police seeks anticipatory bail.

2.The case of the prosecution is that on 25.11.2017, the petitioner wrongfully restrained the defacto complainant and abusing her using filthy language and threatened her with dire consequences. Thereby, the defacto complainant lodged a complaint against the petitioner before the Law Enforcing Agency. On Complaint, case has been registered for the above said offences against the petitioner.

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



4. The learned Government Advocate (Criminal side) appearing for the respondent submitted that no one is injured in the occurrence and investigation is yet to be completed.

5. Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.side) that no one is injured in the said occurrence, 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, Aruppukkottai, 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 investigation officer as and when required;

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

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

(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/-
06/12/2017

/ TRUE COPY /

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



TO

1 THE JUDICIAL MAGISTRATE, ARUPPUKOTTAI

2 THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR3 THE INSPECTOR OF POLICE
THIRUCHULI POLICE STATION, VIRUDHUNAGAR DISTRICT.4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.M.SENTHIL AYYANAR Advocate SR.No.35639

PJL

GJM/RR/SAR-12.12.2017-3P-6C

ORDER

IN

CRL OP (MD) No.16698 of 2017

Date :06/12/2017