



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

Tuesday, the Twelfth day of December Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP (MD) No.17089 of 2017

1 VINOTH
2 ARAVINTH
3 GUNASEELAN

... PETITIONERS/ACCUSED No.3,4&8

Vs

THE INSPECTOR OF POLICE
PUDUR POLICE STATION
THOOTHUKUDI DISTRICT
CR NO. 98/2017.

... RESPONDENT/COMPLAINANT

For Petitioners : M/S.N.JEYARAM SIDHARTH, Advocate

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

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

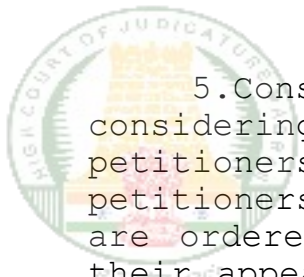
ORDER : The Court Made the following order :-

The petitioners, who are arrayed as Accused Nos.3, 4 and 8, apprehend arrest at the hands of the respondent police for the offences punishable under Sections 143, 341 of I.P.C. And Section 3 (ii) of Prevention of Damage to Public Property Act, 1984, in Crime No.98 of 2017, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the petitioner and other accused made a demonstration against the Government for seeking path way to reach burial ground. At the time of demonstration, the petitioners attacked the defacto complainant and thereby, the defacto complainant lodged a complaint against the petitioners before the respondent police.

3.The learned counsel for the petitioners submitted that the petitioners are innocent persons and they did not commit any offence as alleged by the prosecution. He would further submit that the Sessions Court has already been granted bail to other accused.

4.The learned Government Advocate (Criminal side) appearing for the State submitted that he did not dispute the factual aspects made by the learned counsel for the petitioners.



5. Considering the facts and circumstances of the case and also considering the submission made by the learned counsel for the petitioners, 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, Vilathikulam, Thoothukudi 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 petitioners shall report before the respondent police, daily at 10.30 a.m., for a period of four weeks, and 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 petitioners 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/-
12/12/2017

/ TRUE COPY /

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



TO

1 THE JUDICIAL MAGISTRATE,
VILATHIKULAM, THOOTHUKUDI DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE,
THOOTHUKUDI

3 THE INSPECTOR OF POLICE,
PUDUR POLICE STATION,
THOOTHUKUDI DISTRICT.

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

+1. CC to M/S.N.JEYARAM SIDDHARTH, Advocate SR.No.36171

ORDER

IN

CRL OP(MD) No.17089 of 2017

Date :12/12/2017

PK/RR/SAR-1/18.12.2017 : 3P/6C