



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

Friday, the Twenty Eighth day of April Two Thousand Seventeen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CRL OP (MD) No.5357 of 2017

S.SURESH,

... PETITIONER/ACCUSED
(RANK NOT KNOWN)

Vs

STATE REP BY
THE INSPECTOR OF POLICE,
PALAMEDU POLICE STATION,
MADURAI DISTRICT.
(CRIME NO.2/2017)

... RESPONDENT / COMPLAINANT

For Petitioner : M/S. S. MAHENDRAPATHY Advocate

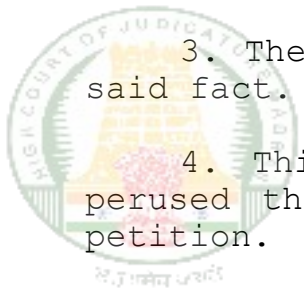
For Respondent : MRS.S.PRABHA, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as accused in Crime No.2 of 2017 on the file of the respondent Police, apprehends arrest at the hands of the respondent Police for the alleged offences punishable under Sections 341, 307, 397, 511 IPC and Section 3 of Explosive Substances Act, 1908 and Section 3(1) of TNPPDL Act and hence, seeks anticipatory bail.

2.The learned counsel for the petitioner submitted that considering the facts and circumstances of the case, this Court had already granted anticipatory bail to the petitioner in Crl.O.P.(MD) No.3510 of 2017 vide order dated 24.03.2017 on condition that the petitioner shall execute sureties within a period of fifteen days from the date on which the order copy made ready, failing which the petition for anticipatory bail stands dismissed. But the petitioner could not complying with the said conditions within the time prescribed by this Court. Hence, the petitioner has come forward with this petition for anticipatory bail. He further submitted that, when the matter came up for hearing on 28.04.2017 (today), this Court directed the petitioner to pay a sum of Rs.500/- in the account opened in the name of the Registrar (Administration), (for removal of Prosopis Juli Flora (Karuvellam Trees), Savings Bank Account No.6514082295, Indian Bank, Madurai Bench of Madras High Court, Madurai. He further submitted that the petitioner had complied with the said direction and cost memo has also been filed to that effect.



3. The learned Government Advocate(Crl. Side) affirms the above said fact.

4. This Court heard the submissions made on either side and perused the earlier order passed in above said Criminal Original petition.

5. Considering the facts and circumstances of the case and also considering the fact that this Court had already granted anticipatory bail to the petitioner in above said Criminal Original petition, this Court is inclined to **grant anticipatory bail** to the petitioner, with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Vadipatti, and on each executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioner shall **appear before the respondent police daily at 10.30 a.m., until further orders.** The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. Scrupulously.

7. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-

28/04/2017

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE, VADIPATTI
- 2 THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT
- 3 THE INSPECTOR OF POLICE,
PALAMEDU POLICE STATION, MADURAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S. S. MAHENDRAPATHY Advocate SR.No.21780

ORDER

IN

CRL OP(MD) No.5357 of 2017

Date :28/04/2017