



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

Thursday, the Third day of May Two Thousand Eighteen

PRESENT

The Hon`ble Mrs.Justice R.THARANI

CRL OP(MD) No.7551 of 2018

1 SADHIQ BADUSHA @ LAVDU CHITHIK
2 MOHAMMED ABUBACKER SIDDIQ
@ KUCHI CHITHIK,
3 SHAHUL HAMEED BADHUSHA
4 ARIF ALI @ SALIN
5 HYDER ALI HANEF @ KUTTA ARIF
6 MYDEEN ASIQ ELAHI

... PETITIONERS/ ACCUSED
NO.1,2 & 4 TO 7

Vs

THE STATE REP.BY ITS,
THE INSPECTOR OF POLICE
MELAPALAYAM POLICE STATION,
TIRUNELVELI DISTRICT,
CRIME NO.128/2018

... RESPONDENT / COMPLAINANT

For Petitioners : M/S.M.MARAN Advocate

For Respondent : MR.M.ASOKAN, 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.1, 2 and 4 to 7, in Crime No.128 of 2018 on the file of the respondent police, apprehend arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 294(b), 323, 324 and 506(ii) of I.P.C and hence, seek anticipatory bail.

2. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl. Side) for the respondent/State.

3.The allegation against the petitioners is that the petitioners attacked the complainant and caused injuries.

4.On the side of the petitioners, it is stated that the petitioners are innocents and the victim was already discharged from the hospital. Hence, prayed that the petitioners may be released on anticipatory bail.



5.The learned Government Advocate (Crl. Side) admitted that the injured was already discharged from the hospital.

6.Considering the nature of the offence alleged to have been committed by the petitioners and also considering the fact that the injured was discharged from the hospital, this Court is 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 before the learned Judicial Magistrate No.V, Tirunelveli and on each of them executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioners shall appear before the Judicial Magistrate No.V, Tirunelveli once in a week i.e on the first working of every week at 10.30 a.m., until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7.The petitioners 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/-
03/05/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.V, TIRUNELVELI
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
TIRUNELVELI DISTRICT
- 3 THE INSPECTOR OF POLICE
MELAPALAYAM POLICE STATION, TIRUNELVELI DISTRICT,
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.M.MARAN Advocate SR.No.8121

GJM/PN/ASVM/7.5.18-2P-6C

ORDER
IN
CRL OP(MD) No.7551 of 2018
Date :03/05/2018