



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

Wednesday, the Sixteenth day of May Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice M.S.RAMESH

CRL OP (MD) No.7672 of 2018

1 MAHESHWARAN
2 N.MAHALINGAM
3 M.HEMALATHA

... PETITIONERS/ACCUSED RANK NOT KNOWN

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE,
NATCHIYARKOVIL POLICE STATION,
THANJAVUR DISTRICT.

IN CR.NO.NOT KNOWN OF 2018 ... RESPONDENT/COMPLAINANT

For Petitioners : M/S.M.JEGADEESH PANDIAN, Advocate

For Respondent : M/S.A.P.G.OHM CHAIRMA PRABHU,
Government Advocate (Crl.Side)

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

ORDER : The Court Made the following order :-

The petitioners apprehend arrest at the hands of the respondent police for the alleged offences under Sections 294(b), 323 and 506(ii) of IPC in Crime No.174 of 2018 and seek anticipatory bail.

2.The case of the prosecution is that due to erection of boundary stone, the petitioners threatened the defacto complainant and tried to assault him.

3.The learned counsel for the petitioners submitted that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case.

4.It is submitted by the learned Government Advocate that the second petitioner / second accused has already been arrested.

5.Considering the facts and circumstances of the case and taking note of the fact that the second petitioner / second accused



has already been arrested, this Court is inclined to grant the relief of anticipatory bail to the petitioners 1 and 3 alone.

6. Accordingly, the petitioners 1 and 3 are ordered to be released on bail in the event of arrest or on their appearance before the learned Magistrate concerned within a period of 10 days from the date of receipt of a copy of this order, on executing a separate 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 Judicial Magistrate No.II, Thanjavur District, or to the satisfaction of the respondent police or the police officer who intends to arrest and on further condition that the petitioners 1 and 3 shall appear before the respondent police daily at 10.30 a.m for two weeks and thereafter, as and when required for interrogation.

7. Insofar as the second petitioner / second accused is concerned, this criminal original petition is dismissed.

sd/-

16/05/2018

/ TRUE COPY /

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

TO

1 THE JUDICIAL MAGISTRATE NO.II, THANJAVUR DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM

3 THE INSPECTOR OF POLICE
NATCHIYARKOVIL POLICE STATION, THANJAVUR DISTRICT.

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

+1. CC to M/S.M.JEGADEESH PANDIAN, Advocate SR.No.8569

ORDER

IN

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Date : 16/05/2018

PK/CM-VR/ASVM/17.05.2018 : 2P/6C