



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.7943 of 2018

C.BIJI

... PETITIONER/ACCUSED-2

Vs

STATE THROUGH,
THE INSPECTOR OF POLICE,
KALIYAKKAVILAI POLICE STATION,
IN CRIME NO.381/2017

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.M.NALLAMUTHU, 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 petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Section 174 Cr.P.C., @ into Section 302 IPC., in Crime No.381 of 2017, seeks anticipatory bail.

2.The case of the prosecution is that due to previous enmity between the first accused and the deceased, the petitioner along with the first accused said to have attacked the deceased and caused injury and subsequently, the deceased succumbed to injuries.

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

4.The learned Government Advocate (Criminal side) submitted that based on the confession given by A1, this petitioner has been implicated in this case. He further submitted that the petitioner was present in the occurrence place and the investigation is going on.



5. Considering the facts and circumstances of the case, this Court is inclined to grant the relief of anticipatory bail to the petitioner.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Magistrate concerned within a period of 10 days from the date of receipt of a copy of this order, on his 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 Judicial Magistrate No.I, Kulithurai, or to the satisfaction of the respondent police or the police officer, who intends to arrest and on further condition that the petitioner shall appear before the respondent police daily at 10.30 a.m for two weeks and thereafter, as and when required for interrogation.

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-1, KULITURAI, KANYAKUMARI DISTRICT
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL
- 3 THE INSPECTOR OF POLICE, KALIYAKKAVILAI POLICE STATION,
KANYAKUMARI DISTRICT
- 4 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.M.NALLAMUTHU, Advocate SR.No.8630

ORDER
IN
CRL OP(MD) No.7943 of 2018
Date :16/05/2018

PK/RR/VK/18.05.2018 : 2P/6C