



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

Wednesday, the Thirtieth day of May Two Thousand Eighteen

PRESENT

The Hon`ble Mrs.Justice T.KRISHNAVALLI

CRL OP(MD) No.8700 of 2018

R.RAJANEESH @ MAHESH

... PETITIONER / ACCUSED NO.5

Vs

STATE REP.BY
THE INSPECTOR OF POLICE,
KADAYALUMOODU POLICE STATION,
KANYAKUMARI DISTRICT.
CRIME NO.9/2018

... RESPONDENT / COMPLAINANT

For Petitioner : Mr.C.K.M.APPAJI, Advocate

For Respondent : Mr.A.ROBINSON, Government Advocate(Crl.Side)

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

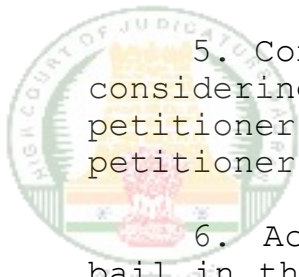
ORDER : The Court Made the following order :-

The petitioner, who apprehending arrest at the hands of the respondent police for the alleged offences punishable under sections 147, 148, 448, 294(b), 332, 506(ii), 307 of IPC and Section 3(1) of TNPPDL Act, in Crime No.9 of 2018 on the file of the respondent police and hence, seeks anticipatory bail.

2. The case of the prosecution is that on 04.02.2018 at 2.30 p.m., Mr.Susidaran, SSI of Police and Jegarajan, HC, attached with the respondent Police station were on duty at Netta Check Post and at that time, five identifiable persons armed with iron rod, sticks and stones abused the Policemen on Check Post duty in filthy languages and assaulted them and also trespassed into the Check post shed and damaged the chairs found thereon and left the place with stringent warning.

3. The learned counsel for the petitioner submitted that the petitioner has nothing to do with the alleged occurrence and that the petitioner is an army man and at that time of occurrence the petitioner was in duty at Kashmir State.

4. Heard the learned Government Advocate (Criminal side) appearing for the respondent and he has submitted that co-accused were already released on bail.



5. Considering the facts and circumstances of the case and also considering the nature of the allegation made against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner on stringent condition.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate-I, Kuzhithurai and 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 Magistrate concerned and on further condition that the petitioner shall appear before the respondent police daily at 10.00 a.m and 5.00 p.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/-
30/05/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE NO.I, KUZHITHURAI.
 2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.
 3. THE INSPECTOR OF POLICE,
KADAYALUMOODU POLICE STATION, KANYAKUMARI DISTRICT.
 4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to Mr.C.K.M.APPAJI Advocate SR.No.9201

ORDER
IN
CRL OP(MD) No.8700 of 2018
Date :30/05/2018

MS/CM/VK/01.06.2018/2P.6C