



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

Friday, the Third day of August Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD) No.12978 of 2018

T. MOHANDASS

... PETITIONER / ACCUSED NO.1

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE
GUZILAMPARAI POLICE STATION,
DINDIGUL DISTRICT,
IN CR NO. 178 OF 2018

... RESPONDENT / COMPLAINANT

For Petitioner : Mr.JERIN NATHEW for M/S.M.E.ELANGO Advocate

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

For Intervener : Mr.T.A.EBENEZER Advocate

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

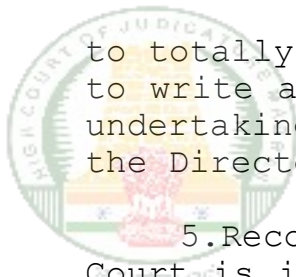
ORDER : The Court Made the following order :-

The petitioner apprehends arrest at the hands of the respondent Police for the offences under Sections 294(b), 469 and 506 (ii) I.P.C. in Crime No.178 of 2018 and seeks anticipatory bail.

2.Heard the learned counsel appearing for the petitioner as well as the learned Government Advocate (Crl. side) appearing for the respondent and the learned counsel appearing for the intervener.

3.Of course, this is not a case, in which the custodial interrogation of the petitioner is warranted. This Court grants anticipatory bail to the petitioner. But then this Court expresses its displeasure over the conduct of the petitioner. The petitioner had needlessly cast aspersion on a woman by name Nirmala Mary. The petitioner is directed to send a letter of unconditional apology both to Arun Kumar as well as Nirmala Mary.

4.The petitioner is a Teacher by profession. Of course, it is seen that he is also a unionist. That does not give licence to the petitioner to poke into the privacy of the third parties or posts offending complaints. The petitioner had filed an affidavit before this Court, stating that he did not morph any photograph. The petitioner has also given a specific undertaking before this Court



to totally refrain from indulging such activities in future and also to write a apology letter to Arunkumar and Nirmala Mary and further undertaking to withdraw this complaint dated 22.02.2018 addressed to the Director of Elementary School Education, Chennai.

5. Recording the said undertaking given by the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Vedsanthur, Dindigul District 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 as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

6. 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 shall stand dismissed.

sd/-

03/08/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE,
VEDASANTHUR, DINDIGUL DISTRICT.
 - 2 -DO- THRO THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL DISTRICT.
 - 3 THE INSPECTOR OF POLICE
GUZILAMPARAI POLICE STATION,
DINDIGUL DISTRICT
 - 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S.T.A.EBENEZER Advocate SR.No.14989

ORDER

IN

CRL OP (MD) No.12978 of 2018

Date : 03/08/2018