



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

Friday, the Thirtieth day of November Two Thousand Eighteen

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PRESENT

The Hon`ble Mr.Justice M.NIRMAL KUMAR

CRL OP(MD) No.21230 of 2018

1 SATHISHKUMAR

2 MURUGASAN

... PETITIONERS / ACCUSED 1,2

Vs

STATE REP. BY
THE INSPECTOR OF POLICE,
VADAMADURAI POLICE STATION,
VEDACHANDUR,
DINDIGUL DISTRICT.
IN CRIME NO. 592 OF 2018

... COMPLAINANT/RESPONDENT

For Petitioners : MR.D.BALAMURUGAPANDI Advocate

For Respondent : MR.M.ASOKAN, Government Advocate

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

ORDER : The Court Made the following order :-

The petitioners who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 341 and 506(ii) of IPC, in Crime No.592 of 2018, seek anticipatory bail.

2.The case of the prosecution is that on 25.11.2018, the petitioners scolded the defacto complainant by using filthy language and also the petitioners beaten the defacto complainant.

3.The learned counsel for the petitioner would submit that the petitioners are innocent persons and that they have not committed any offence as alleged by the defacto complainant.

4.The learned Government Advocate would submit that the injured has treated as outpatient and that the petitioners have no bad antecedents.



5. Taking into consideration the facts of the case and the submissions by learned counsels, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned District Munsif-Cum-Judicial Magistrate, Vedachandur, Dindigul District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) each with two sureties, each for a like sum to the satisfaction of the said Magistrate, on further condition that:

[a] if the petitioners fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] the petitioners shall report before the respondent police as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 229-A IPC.

sd/-

30/11/2018

/ TRUE COPY /

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

TO

1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE,
VEDACHANDUR, DINDIGUL DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL.

3 THE INSPECTOR OF POLICE,
VADAMADURAI POLICE STATION,
VEDACHANDUR, DINDIGUL DISTRICT.

<https://hcservices.ecourts.gov.in/hcservices/>

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



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+1. CC to M/S.D.BALAMURUGAPANDI Advocate SR.No.22517

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ORDER

IN

CRL OP (MD) No.21230 of 2018

Date :30/11/2018

JM/VR MMS/SAR 4/06.12.2018/3P/6C