



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

Tuesday, the Eighteenth day of September Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) No.15770 of 2018

1 SATHEESHKUMAR

2 BALAN @ BALAKRISHNAN

... PETITIONERS/ ACCUSED NO.1 & 2

Vs

STATE REP.BY

THE INSPECTOR OF POLICE,
KOLLANCODE POLICE STATION,
KANYAKUMARI DISTRICT.

IN CRIME NO.149 OF 2018

... RESPONDENT / COMPLAINANT

For Petitioners: Mr.C.SUSIKUMAR, Advocate

For Respondent : Mr.V.NEELAKANDAN, Additional Public Prosecutor

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

ORDER : The Court Made the following order :-

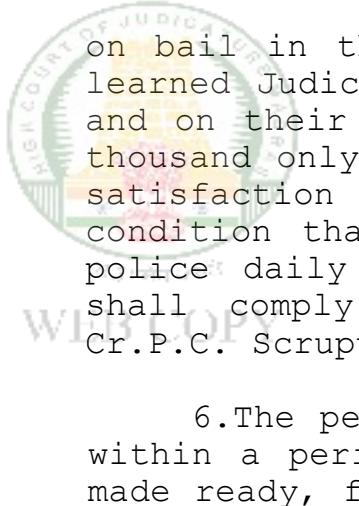
The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 323, 324, 307 and 506(ii) of I.P.C. in Crime No.149 of 2018, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity between both the parties, the petitioner waylaid the de-facto complainant, abused him with filthy language and attacked him with iron rod. Thereby, he sustained injuries. Hence, the complaint.

3.The learned counsel appearing for the petitioners would submit the petitioners made a complaint before the respondent police against the de-facto complainant. It is a case of case in counter. He would further submit that the petitioners are innocent persons and a false case has been foisted against them. Hence, he prays for anticipatory bail to the petitioners.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that the injured has been discharged from the hospital.

5. Considering the facts and circumstances, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions. Accordingly, the petitioners are ordered to be released



on bail in the event of arrest or on their appearance before the learned Judicial Magistrate No-II, Kuzhidurai, Kanyakumari District and on their executing 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 learned Magistrate concerned and on further condition that the petitioners shall appear before the respondent police daily at 10.30 a.m until further orders. The petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C. Scrupulously.

6. The petitioners 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/-
18/09/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE NO.II, KUZHIDURAI,
KANAYAKUMARI DISTRICT.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.
3. THE INSPECTOR OF POLICE,
KOLLANCODE POLICE STATION, KANYAKUMARI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to Mr.C.SUSIKUMAR Advocate SR.No.17807

ORDER
IN
CRL OP(MD) No.15770 of 2018
Date :18/09/2018

MS/VR-MMS/SAR-1/20.09.2018/2P.6C