



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

Thursday, the Sixth day of September Two Thousand Eighteen

PRESENT

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

CRL OP(MD) No.16007 of 2018

1 RAMASAMY
2 KOMBAIAH
3 PALAVESAM @ PALAVESA KANNU

... PETITIONERS/
ACCUSED NO.1,2 & 4

Vs

STATE REP.BY
THE INSPECTOR OF POLICE,
SERAKULAM POLICE STATION,
TUTICORIN DISTRICT.
IN CRIME NO.30 OF 2018

... RESPONDENT / COMPLAINANT

For Petitioner : Mr.S.R.DURAI RAJ, Advocate

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

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

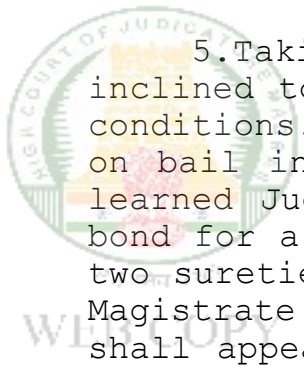
ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 448, 294(b), 307 and 506(ii) I.P.C in Crime No.30 of 2018, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity, the petitioners assaulted the defacto complainant and caused severe life threat to the defacto complainant. Hence, the case has been registered.

3.The learned counsel appearing for the petitioners would submit that the petitioners are innocents. They did not commit any offence as alleged by the prosecution. It is a case of case in counter. Hence, he prays for grant of anticipatory bail to the petitioners.

4.The learned Additional Public Prosecutor appearing for the respondent submitted that totally there are four named accused and 20 unnamed accused in the case. The petitioners herein are arraigned as Accused Nos.1,2 and 4. He further submitted that the injured has been discharged from the hospital and the investigation is pending.



5. Taking note of 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, Srivaikundam 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 for a period of two weeks and thereafter as and when required for interrogation. 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/-
06/09/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE, SRIVAICKUNDAM.
 2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TUTICORIN DISTRICT.
 3. THE INSPECTOR OF POLICE,
SERAKULAM POLICE STATION, TUTICORIN DISTRICT.
 4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to Mr.S.R.DURAI RAJ Advocate SR.No.17085

ORDER
IN
CRL OP(MD) No.16007 of 2018
Date :06/09/2018

MS/MMS/SAR-1/17.09.2018/2P.6C