



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

(Criminal Jurisdiction)

Date : 06/06/2019

WEB COPY

PRESENT

The Hon`ble Mr.Justice P.RAJAMANICKAM

CRL OP(MD) . No.7473 of 2019

1. C. Ranjithkumar
2. M. Mukkuthi @ Kalidass
3. M. Rajkumar
4. M. Sarath @ Muthuselvam
5. D. Ramar @ Ramachandran
6. M. Prabhakaran
7. M. Mahendran

... Petitioners/Accused Nos.1 to 7

Vs

State Represented by
The Inspector of Police,
Bazaar Police Station,
Ramanathapuram District.
Crime No.81 of 2019.

... Respondent/Complainant

For Petitioners : M/s.T.Thirumurugan,
Advocate.

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

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

PRAYER :-

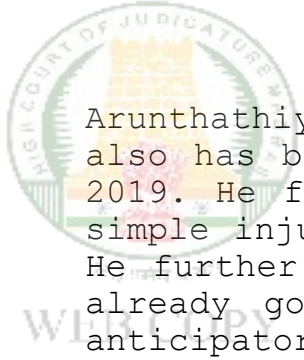
For anticipatory bail in cr.no.81 of 2019 on the file of the respondent police.

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, 294 (b), 323, 324 and 506 (ii) of IPC in Crime No.81 of 2019, seek anticipatory bail.

2. Heard both sides.

3.The learned counsel appearing for the petitioners has submitted that due to wordy quarrel between two groups of scheduled caste namely Arunthathiyar & Devendrakula Velalar, the present case has been registered against the petitioners herein, who belong to



Arunthathiyar community. He further submitted that a counter case also has been registered against the opposite party in Cr.No.82 of 2019. He further submitted that the injured persons sustained only simple injuries and they were already discharged from the hospital. He further submitted that in the counter case, the accused persons already got anticipatory bail from this Court, hence, he prayed anticipatory bail to the petitioners.

4.The learned Additional Public Prosecutor appearing for the respondent has submitted that due to wordy quarrel between two groups, a case and counter case have been registered. He further submitted that investigation is in progress and hence he opposed this petition. However, he fairly conceded that this Court has already granted anticipatory bail to the accused persons and injured persons sustained only simple injuries and they were already discharged from the hospital.

5.Taking into consideration the fact that the injured persons sustained only simple injuries and they were already discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, No.I, Ramanathapuram 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(i) If the petitioners fail to surrender before the concerned Magistrate within a period of 15 days, this order shall stand automatically cancelled.

(ii) the petitioners 1 & 2 shall report before the respondent police as and when required for interrogation and the third petitioner shall report before the respondent police daily at 10.30 a.m for a period of three weeks and thereafter, as and when required before the respondent police for interrogation.

(iii) the petitioners shall not tamper with evidence or witness either during investigation or trial.

(iv) the petitioners shall not abscond either during investigation or trial.

(v) 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].

(vi) If the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

WEB COPY

sd/-
06/06/2019

/ TRUE COPY /

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

TO

- 1.The Judicial Magistrate, No.I,
Ramanathapuram.
- 2.Do-Through The Chief Judicial Magistrate,
Ramanathapuram District.
- 3.The Inspector of Police,
Bazaar Police Station,
Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.T.THIRUMURUGAN, Advocate (SR-9190[I] dated
06/06/2019)

ORDER
IN
CRL OP(MD) No.7473 of 2019
Date : 06/06/2019

dss
TK/PN/SAR.2/18.06.2019/3P/6C