



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

Date : 19/06/2019

WEB COPY

PRESENT

The Hon`ble Mr.Justice P.RAJAMANICKAM

CRL OP(MD). Nos.7976 and 7986 of 2019

Katturaja ... Petitioner/Accused No.3
(in Crl.O.P(MD)No.7976 of 2019)

Anbalagan ... Petitioner/Accused No.2
(in Crl.O.P(MD)No.7986 of 2019)

Vs

State Rep.by
The Inspector of Police,
Tamilnadu Railway Police Station,
Manamadurai,Sivagangai District.
Crime No.3/2019. ... Respondent/Complainant
(in both petitions)

(in both petitions)

For Petitioner : M/s.S.Veerapandi Selvaraj,
Advocate.

For Respondent : Mrs.M.Ananthadevi,
Govt.Advocate (Crl.Side).

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

PRAYER :-

For Anticipatory Bail in crime no.3/2019 on the file of the
respondent police.

ORDER : The Court Made the following common order :-

The petitioners, who apprehend arrest at the hands of the
respondent police for the offences punishable under Sections 353 and
506(i) of IPC, in Crime No.3 of 2019, seeks anticipatory bail.

2.The learned counsel appearing for the petitioners has
submitted that the petitioners are innocent persons and they have
<https://hcservices.ecourts.gov.in/hcservices/>
not committed any offence as alleged by the prosecution. Hence, he
prayed to grant anticipatory bail to the petitioners.



3. The learned Government Advocate (Criminal Side) appearing for the respondent has submitted that there was a wordy quarrel arose between the petitioners and the defacto complainant, while crossing the railway crossing and hence a complaint has been lodged.

4. Taking into consideration of the fact that no one sustained any injury, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5. 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, Manamadurai, 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 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.

sd/-

19/06/2019

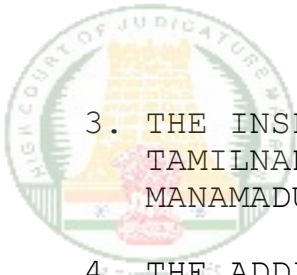
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Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE, MANAMADURAI.

2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.



3. THE INSPECTOR OF POLICE,
TAMILNADU RAILWAY POLICE STATION,
MANAMADURAI, SIVAGANGAI DISTRICT.

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

+2. CC to M/S.S.VEERAPANDI SELVARAJ Advocate SR.Nos.10016 & 10017

ORDER

IN

CRL OP (MD). Nos.7976 and 7986 of 2019

Date :19/06/2019

MS/PN/SAR-3/26.06.2019/3P.7C