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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 15/07/2019

PRESENT

The Hon`ble Mr.Justice P.RAJAMANICKAM

CRL OP(MD) . No.9588 of 2019

1. Akilan
2. Noval
3. Ramanathan

... Petitioners/Accused No.1 to 3

- Vs-

State Rep.by
The Inspector of Police,
District Crime Branch
Ramanathapuram District.
Crime No. 16 of 2019.

... Respondent/Complainant

For Petitioners: M/s.R.J.Karthick,
Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No.16 /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 465, 468, 471, 420 and 120(B) of IPC in Crime No.16 of 2019, seek anticipatory bail.

2.The learned counsel appearing for the petitioners has submitted that as per the F.I.R, the defacto complainant has executed one power of attorney in favour of the first petitioner in respect of 3½ cents situated in S.No.382/3 and subsequently, the petitioners herein and 3 other accused persons conspired and created a power of attorney in respect of 21½ cents and registered as document No.103/12. He further submitted that the defacto complainant has executed only one power of attorney i.e document No.103/2012 and she has not executed any other power of attorney as



[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.

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[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 absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-

15/07/2019

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE, RAMESWARAM.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANANATHAPURAM DISTRICT.
3. THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH, RAMANATHAPURAM DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.R.J.KARTHICK Advocate SR.No.11733

ORDER

IN

CRL OP(MD) No.9588 of 2019

Date :15/07/2019

MS/PN/SAR-4/22.07.2019/3P.6C