

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 15.05.2020

THE HON'BLE MR.JUSTICE T.RAVINDRAN

CRL.OP.No.7610, 7612 & 7613 of 2020

CRL OP NO.7610 OF 2020

ELAKKIYAVARMAN

...Petitioner

Vs.

State represented by

Inspector of Police,

Vaduvoor Police station, Thiruvarur District

...Respondent

CRL OP NO.7612 OF 2020

MANIYARASAN

...Petitioner

Vs.

State represented by

Inspector of Police,

Vaduvoor Police station, Thiruvarur District

...Respondent

CRL OP NO.7613 OF 2020

RANJITH

...Petitioner

Vs.

State represented by

Inspector of Police,

Vaduvoor Police station, Thiruvarur District

...Respondent

Prayer: Criminal Original Petitions are filed under Section 438 of Cr.PC,

<http://www.judis.nic.in> seeking bail to the Petitioners in the event of his arrest in Crime No.407

of 2020, on the file of the respondent police.

For Petitioner : M/s. Swami Subramaniam in all the petitions

For Respondent : Mr. Shunmuga Rejeswaran
Government Advocate (Criminal Side), in all

petitions

COMMON ORDER

Apprehending arrest for the offences punishable under Sections 448, 294(b), 323 and 506(i) IPC, in Crime No. 407 of 2020, on the file of the respondent police, the petitioners/A1 to A3 have come forward with the petitions seeking for Anticipatory Bail.

2. Briefly stated, according to the prosecution case, on account of the long standing temple dispute between the petitioners and A4 on one hand and the defacto complainant's family on the other hand, it is stated that on 28.03.2020 at about 7 PM, the petitioners and A4 trespassed into the house of the defacto-complainant and abused her husband by filthy language and attempted to attack the husband of the defacto-complainant and when the same was questioned by the defacto-complainant, it is stated that the petitioners and A4 attacked her with wooden stick on her arms and further also attacked her mother-in-law on the head and thereby they had sustained injuries and when the neighbours rushed to the spot, the petitioners escaped from the spot by intimidating the defacto

complainant and her family members with dire consequences and thus committed the offences levelled against them.

3. According to the petitioners' counsel, the petitioner have been falsely implicated in the case with the ulterior motive and they have not committed the offences as alleged against them and they are ready to cooperate with the investigation and there is no previous case against them and accordingly prayed for the relief sought for by them.

4. On the other hand, it is put forth by the learned Public Prosecutor that the investigation is still pending and further admitted that there is no previous case pending against the petitioners and the injured persons had been treated as outpatient and accordingly opposed the relief sought for by the petitioner.

5. Considering the nature of the accusation levelled against the petitioners, particularly, when it is found that there is a huge delay in the lodgement of the FIR and further as even according to the defacto-complainant, there is a long standing temple dispute between the petitioners and the defacto-complainant's family and inasmuch as the petitioners are ready to cooperate with the investigation in all aspects and abide with the conditions that may be imposed on them by this Court, in

petitioners on conditions.

6. For the reasons aforesated, the petitioners are ordered to be released on bail in the event of their arrest or on their appearance within 15 days from the date of receipt of copy of this order before the court of Judicial Magistrate No.I, Mannargudi, Thiruvarur District, on condition of their each executing a bond for Rs.10,000/- (Rupees Ten thousand) with one surety for a like sum to the satisfaction of the respondent police or the police officer who arrest them or the aforesated Judicial Magistrate and further directed to adhere to the conditions set out under Section 438 Cr.Pc.

Accordingly, the Criminal Original Petitions are allowed.

15.05.2020

Index : Yes/No
Internet : Yes/No

Bga

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T.RAVINDRAN, J

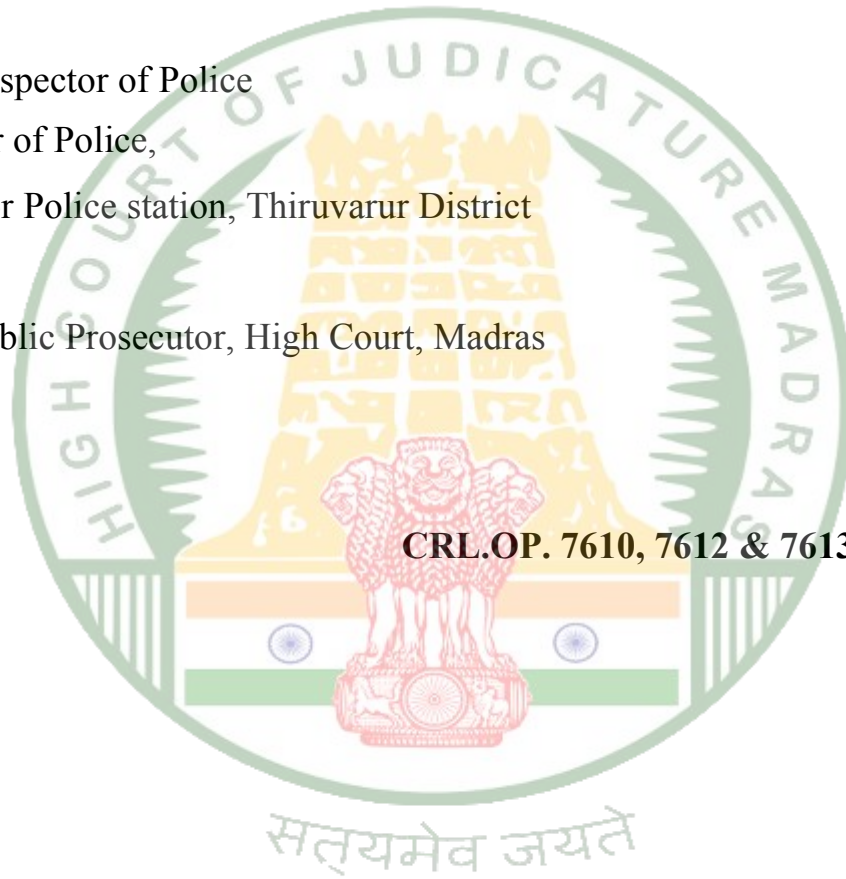
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To

1. The Inspector of Police
Inspector of Police,
Vaduvoor Police station, Thiruvarur District

2.The Public Prosecutor, High Court, Madras

CRL.OP. 7610, 7612 & 7613of 2020



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