

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :03.08.2020

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Cr1.O.P.No.11443 of 2020

Rajendran
S/o.Veeran

... Petitioner

Vs.

The State Rep. By its
The Inspector of Police,
Paravakottai Police Station,
Thiruvarur District.
(Crime No.431 of 2020)

... Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,
praying to enlarge the petitioner on bail in the event of his arrest
in Crime No.431 of 2020 on the file of the Inspector of Police,
Paravakottai Police Station, Thiruvarur District.

For Petitioner : Mr.Mayilnathan

For Respondent : Mr.M.Mohamed Riyaz,
Additional Public Prosecutor

O R D E R

(The case has been heard through video conference)

The petitioner who apprehends arrest at the hands of the
respondent police for the offences punishable under Sections 448,
294(b), 323 and 506(1) of IPC, in Crime No.431 of 2020, seeks
anticipatory bail.

2. The case of the prosecution is that due to property dispute,
there was a wordy quarrel between the petitioner and the de-facto
complainant, as a result of which, the petitioner had abused and
attacked the de-facto complainant and caused injuries. Hence, the
complaint.

3. The learned counsel for the petitioner would submit that the
petitioner is an innocent person and he has not committed any offence
as alleged by the prosecution. Therefore, he prays to grant
anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor would submit that
there was a wordy quarrel between the petitioner and the de-facto
complainant, as a result of which, the petitioner had abused and
attacked the de-facto complainant and caused injuries. He would
further submit that the victim has been discharged from the hospital.

also the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.II, Mannargudi, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of four weeks and thereafter, every Monday at 10.30 a.m., until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner 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 abscond/s, a fresh FIR can be registered under Section 229A IPC.

-sd/-

03/08/2020

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
NO.II, MANNARGUDI

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

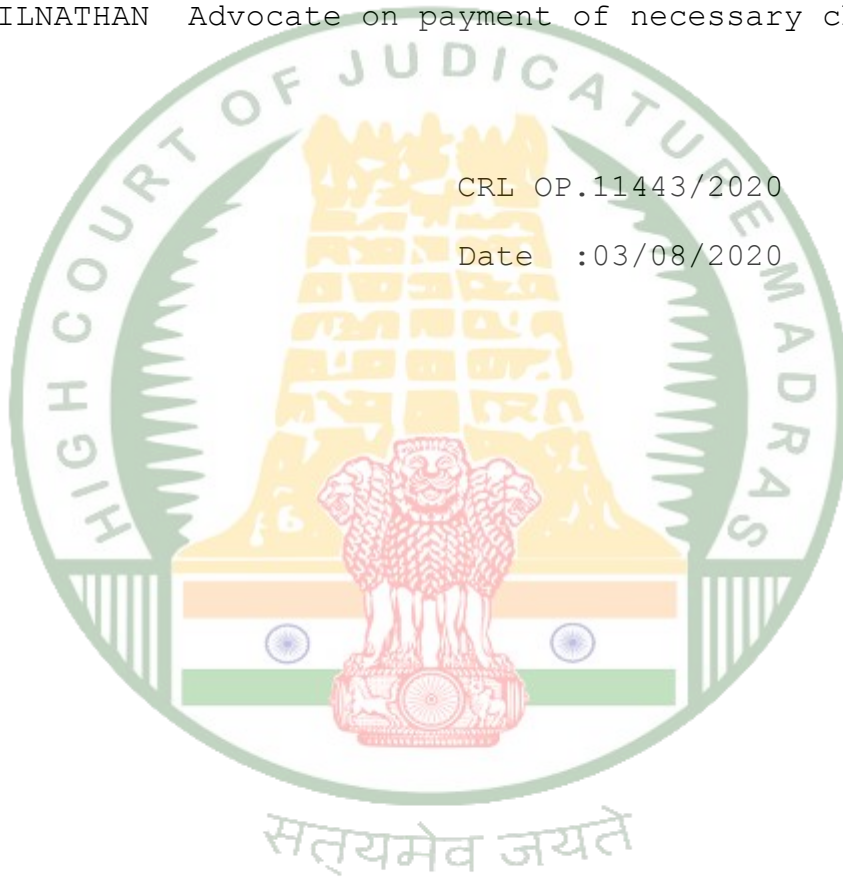
3 THE INSPECTOR OF POLICE,
PARAVAKOTTAI POLICE STATION,
THIRUVARUR DISTRICT.

CC to S.MAYILNATHAN Advocate on payment of necessary charges

CRL OP.11443/2020

Date :03/08/2020

RD 02/09/2020



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