



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 10/01/2020

WEB COPY

PRESENT

**The Hon'ble Mr.Justice G.R.SWAMINATHAN**

**CRL OP(MD). No.444 of 2020**

Jeganathan,

... Petitioner/Sole Accused

Vs

The State rep.by  
The Inspector of Police,  
Odaipatti Police Station,  
Theni District,  
In Crime No.218 of 2019.

... Respondent/Complainant

For Petitioner : Mr.S.Sundarapandian,  
Advocate.

For Respondent : Mr.K.K.Ramakrishnan,  
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory bail in Crime No.218 of 2019 on the file of the Respondent police.

ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioner and the learned Government Advocate(Crl. Side) appearing for the respondent.

2. The petitioner apprehending arrest at the hands of the respondent police for the offences punishable under sections 341, 294(b), 324 and 506(ii) of I.P.C., in Crime No.218 of 2019 on the file of the respondent police, seeks anticipatory bail.

3.The injured in this case has been discharged.

4.But then, the learned Additional Public Prosecutor would point out that the period of hospitalization of the victim was almost 19 days. The victim was hit on his head.



5.The petitioner's counsel states that the petitioner would write out a hand written letter of apology addressed to the victim and enclose the same along with the surrender petition. He would also take a demand draft for a sum of Rs.10,000/- favouring the victim. The apology letter as well as demand draft will be handed over to the victim by the Court below through the respondent police. Of-course, this is without prejudice to the petitioner's defence in the trial.

6. Subject to this condition, I am inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Uthamapalayam, Theni District, and on his thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

7. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-  
10/01/2020

/ TRUE COPY /

/ /2020  
Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE, UTHAMAPALAYAM, THENI.
2. DO THRO'THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.
3. THE INSPECTOR OF POLICE,  
ODAIPATTI POLICE STATION, THENI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.SUNDRAPANDIAN, Advocate ( SR-934[I] dated 20/01/2020 )

ORDER  
IN  
CRL OP(MD) No.444 of 2020  
Date :10/01/2020

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AE/VR/SAR-I (21.01.2020) 2P 6C

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