



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/02/2020

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD) . No.1932 of 2020

1. Karthi@karthikeyan,
2. Thangavel,
3. Annamalai, ... Petitioners/Accused Nos.1 to 3

Vs

State Rep.by
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District,
(Crime No.38 of 2020). ... Respondent/Complainant

For Petitioner : M/s.S.M.Sanjay,
Advocate.

For Respondent : Mr.A.Robinson,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.38 of 2020 on the file of the
Respondent Police

ORDER : The Court made the following order :-

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

2. The petitioners apprehending arrest at the hands of the
respondent police for the offences punishable under sections 294(b),
323, 506(ii) and 379(NH) of I.P.C., in Crime No.38 of 2020 on the
file of the respondent police, seek anticipatory bail.



3. The case of the defacto complainant is that he is engaged in the business of man power and human resource agency. There was a delay in sending people to Andaman. This appears to be the cause of the occurrence in question. According to the defacto complainant, the petitioners entered into his house in a drunken condition and attacked him and forcibly took away two cheques, a half sovereign of gold and a sum of Rs.1,200/-. They also had obtained signature in a blank paper.

4.The learned counsel for the petitioners submits that the petitioners are the actual victims and that they have not taken any cheques from the defacto complainant.

5.The respondent is directed to hold an enquiry in this regard and get the details of the cheques alleged to have been taken by them. If that be so, an undertaking shall be taken from the petitioner that the same will not be put to use.

6.I am inclined to grant anticipatory bail to the petitioners with certain conditions. Accordingly, petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Karaikudi, and on their executing 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 learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

7. The petitioners 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/-

05/02/2020

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

TO

1. THE JUDICIAL MAGISTRATE, KARAIKUDI.

2. DO THRO' THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.

3. THE INSPECTOR OF POLICE,
KARAIKUDI NORTH POLICE STATION,

<https://hcservices.ecourts.gov.in> SIVAGANGAI DISTRICT.



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

+1 CC to M/s.S.M.SANJAY, Advocate (SR-2510[I] dated 06/02/2020)

ORDER

IN

CRL OP(MD) No.1932 of 2020

Date :05/02/2020

PNN

AE/VR/SAR-IV (11.02.2020) 3P 6C