



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 13/02/2020

PRESENT

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

CRL OP(MD). No.2174 of 2020

Senthooran

... Petitioner/Accused-3

Vs

The State rep.by
The Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District.
Crime No.8/2020.

... Respondent/Complainant

For Petitioner : M/s.S.Siva Ilayaraja,
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.8 of 2020 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 under sections 147, 148, 452, 294
(b), 324 and 307 of I.P.C., Section 3 of Tamilnadu Public Property
(Prevention of Damage and Loss) Act and Section 3 of Explosive
Substances Act, in Crime No.8 of 2020, seeks anticipatory bail.

3.This criminal original petition was originally filed for
anticipatory bail. This Court made it clear that unless the
petitioner surrenders, this petition will not be taken up for
consideration. Based on the same, the petitioner surrendered before
the respondent police on 11.02.2020. But then he was arrested on
12.02.2020. He is now detained in Sub Jail, Pudukkottai. Hence, he



4. Taking note of the facts and circumstances of this case, I am inclined to enlarge the petitioner on bail with certain conditions. Accordingly, the petitioner is ordered to be released on bail, subject to the following conditions;

(i) 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 Judicial Magistrate, Devakottai.

(ii) the petitioner is directed to appear before the respondent police as and when required for the interrogation.

(iii) 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].

sd/-
13/02/2020

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

TO

- 1.THE JUDICIAL MAGISTRATE, DEVAKOTTAI.
- 2.DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.
- 3.THE OFFICER INCHARGE,
SUB JAIL. PUDUKKOTTAI.
- 4.THE INSPECTOR OF POLICE,
DEVAKOTTAI TALUK POLICE STATION,
SIVAGANGAI DISTRICT.
- 5.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.S.SIVA ILAYARAJA Advocate SR.No.3014

ORDER
IN
CRL OP(MD) No.2174 of 2020
Date :13/02/2020

IAS
TK/VR/SAR.3/13.02.2020/2P/7C