



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/02/2020

PRESENT

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

CRL OP(MD) . No.2379 of 2020

1. Anish,
2. Pushbha Raj,
3. Subin,
4. Antony @ Vinish,
5. Shajin, ... Petitioners/Accused Nos.1 to 3, 5 & 6

Vs

The Inspector of Police,
Thackalay Police Station,
Thackalay, Kanyakumari District.
(Crime No.48 of 2020). ... Respondent/Complainant

For Petitioners : M/s.K.P.Narayanakumar,
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.48 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 147, 294(b), 452, 427 and 506(ii) of I.P.C., in Crime No.48 of 2020 on the file of the respondent police, seek anticipatory bail.



3.The case of the prosecution is that the petitioners threatened the defacto complainant to withdraw the earlier case given in Crime No.6 of 2020.

4.Of-course, the learned Government Advocate (Crl.side) would point out that except the second petitioner, the other petitioners are having previous cases. The first petitioner is having three previous case. But then, in this case, no one suffered any injury. It was only a case of threat.

5.The petitioner's counsel gives an undertaking, on instructions that the petitioners will completely keep off from the defacto complainant.

6.If this undertaking is breached, this Court will not hesitate to cancel the anticipatory bail and commit them to custody.

7. Recording the petitioner's undertaking and warning the petitioners to be careful, I am inclined to grant anticipatory bail to the petitioners with certain conditions. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate Court No.1, Padmanabapuram, and on their executing a bond for a sum of Rs.10,000/- (Rupees Ten thousand only)each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioners 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.

8. 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/-

11/02/2020

/ TRUE COPY /

/ /2020

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

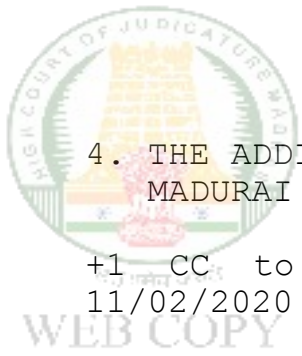
TO

1. THE JUDICIAL MAGISTRATE NO.I, PADMANABAPURAM

2. DO THRO'THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.

3. THE INSPECTOR OF POLICE,
THACKALAY POLICE STATION,
KANYAKUMARI DISTRICT.

<https://hcservices.csl.ncln.org/>



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

+1 CC to M/s.K.P.NARAYANA KUMAR, Advocate (SR-2823[I] dated
11/02/2020)

ORDER

IN

CRL OP(MD) No.2379 of 2020

Date :11/02/2020

rmi

MS/VR/SAR-IV (14.02.2020) 3P 6C