



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/11/2020

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PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD). No.12461 of 2020

1. Kannaiah @ Kannaiya
2. Karuppudurai
3. Ramakrishnan
4. Sakthivel
5. Durai @ Duraipandi
6. Govindaraj
7. Malaimurugan
S/o.Ramakrishnan
8. Captan @ Captain
9. Malaimurugan
S/o.Muthuselvam
10. Karumalaiyan
11. Mathiyazhagan
12. Ganiselvam @ Kaniselvam
13. Muthuselvam
14. Ajithkumar @ Ajith
15. Vijaya @ Vijayalakshmi
16. Shanmugavel
17. Panjavalli
18. Chithra
19. Mangalam @ Mangaleshwari
20. Kalaiselvi
21. Ramachandran
22. Panneerselvam @ Paneer
23. Neela
24. Alex @ Alexpandian
25. Vallimayil

... Petitioners/Accused 1 to 5,7,
11 to 26, 29 to 31

Vs

State Rep. by
The Inspector of Police,
Elanjambur Police Station,
Ramnad District.
Crime No. 177 of 2020.

... Respondent/Complainant



For Petitioners : Mr.D.Venkatesh,
Advocate.

For Respondent : Mr.K.Suyambulinga Bharathi,
Government Advocate (Crl.Side)

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

PRAYER :- For Anticipatory Bail in Cr.No.177 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners, who are arrayed as Accused Nos. 1 to 5, 7, 11 to 26, 29 to 31, apprehending arrest at the hands of the respondent police for the offences punishable under sections 147, 148, 294(b), 448, 427, 379(NH), 506(i) and 307 of IPC, in Crime No.177 of 2020 on the file of the respondent police, seek anticipatory bail.

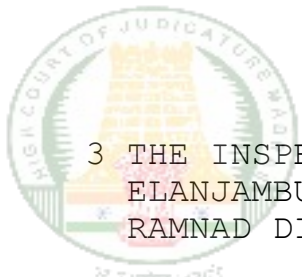
2.The case of the prosecution is that there was a temple festival, due to previous enmity, a wordy quarrel arose between the petitioners and the defacto complainant, for which, the petitioners said to have attacked him with deadly weapons. Hence, the present complaint.

3.The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. He further submitted that it is a case in counter, earlier the petitioners have been attacked by the defacto complainant and hence, a complaint has been registered as against the defacto complainant and the same has been registered in Crime No.178 of 2020 for the offence under Sections 147, 148, 294(b), 323, 324, 336 and 506(ii) of IPC and Section 4 of TNPHW Act. As a counter blast, the present complaint has been filed.

4.The learned Government Advocate (Crl. Side) appearing for the respondent police submitted that it is a case in counter and the injured person has already been discharged from the hospital.

5.Considering the facts and circumstances of the case and also considering the fact that it is a case in counter and the injured person has already been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6.Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of two weeks from the date of receipt of a copy of this order, before the Judicial Magistrate, Mudukulathur, on condition that the



3 THE INSPECTOR OF POLICE,
ELANJAMBUR POLICE STATION,
RAMNAD DISTRICT.

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

ORDER

IN

CRL OP(MD) No.12461 of 2020

Date :05/11/2020

das

JM/PN/SAR III/11.11.2020/4P/5C