



IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Criminal Jurisdiction )

Thursday, the Twelfth day of August Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.14044 of 2021

SRIBALAN

[ PETITIONER / ACCUSED ]

Vs

STATE REP BY  
THE INSPECTOR OF POLICE,  
SENDAMANGALAM POLICE STATION,  
SENDAMANGALAM,  
NAMAKKAL.  
CRIME NO.661/2021.

[ RESPONDENT ]

For Petitioner : M/S.M.SELVAM Advocate

For Respondent : M/S.C.E.PRATAP, Govt. Advocate (Crl.Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 306 and 506 (i) of IPC in Crime No.661 of 2021 seek anticipatory bail.

2.The case of the prosecution is that the father of the defacto complainant is a driver under the petitioner's company. It is alleged that the defacto complainant was not allotted any work by the petitioner. Due to which the defacto complainant went for job to other company. While so one day when the petitioner occasionally meet the defacto complainant and informed that due to his rash driving, the vehicle got repaired and the petitioner sustained huge loss and he asked the father of the defacto complainant to compensate the loss and also threatened him with dire consequences. Due to which the father of the defacto complainant committed suicide by hanging. Hence, the law enforcing agency registered a case against the petitioner.

3.The learned counsel appearing for the petitioner submits that the petitioner asked the defacto complainant only to come for work. Apart from that he has nothing to do with the offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.



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4.The learned Government Advocate (Crl.Side) submits that the petitioner threatened the defacto complainant with dire consequences, due to which the father of the defacto complainant committed suicide by hanging. However, he vehemently opposed for grant of anticipatory bail to the petitioner.

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the **learned Judicial Magistrate Sendamangalam, Namakkal** on condition that the petitioner shall execute a separate 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

**(b) the petitioner shall report before the respondent police daily at 10.30 a.m until further orders.**

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;

(e) 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]**; and;

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

-sd/-

12/08/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)  
High Court, Madras - 600 104.



1 THE JUDICIAL MAGISTRATE,  
SENDAMANGALAM, NAMAKKAL.

2 THE CHIEF JUDICIAL MAGISTRATE  
NAMAKKAL. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,  
SENDAMANGALAM POLICE STATION,  
SENDAMANGALAM,  
NAMAKKAL.

CC to M/S.M.SELVAM Advocate on payment of necessary charges

CRL OP.14044/2021

Date :12/08/2021

TA-13/08/2021