



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Wednesday, the Twenty Ninth day of September Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.18042 of 2021

V.SRIRAMULU

[PETITIONER / ACCUSED]

Vs

STATE REP BY
THE INSPECTOR OF POLICE,
VALATHI POLICE STATION,
VILLUPURAM DISTRICT
(CRIME NO.478/2021)

[RESPONDENT]

For Petitioner : M/S S.KAITHAMALAI KUMARAN 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 apprehends arrest for the alleged offence punishable under Section 306 IPC and altered into under Section 306 of IPC in Crime No.478 of 2021 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is A2 and he is working as Assistant Educational Officer at Melmalaiyanur in Villupuram District and previously he has worked as Block Educational Officer, Keelpenathur Village in Tiruvannamalai District. When he was working as Block Educational Officer, the deceased worked under him as Elementary School Teacher at Government Primary School at Kanbanthangal Village, At that time, the deceased borrowed money from many persons to construct a marriage hall and he was unable to repay the money due to which there was pressure to repay the amount. Following which, the deceased had left suicide note and committed suicide. Hence, the law enforcing agency registered the case against the petitioner.

3.The learned counsel appearing for the petitioner submits that the petitioner has not committed any offence as alleged by the



prosecution and he has been falsely implicated in this case. Infact there is no transaction between the petitioner and the deceased. During his previous posting place, the deceased, who worked under him as School Teacher said to have involved in a murder case and the petitioner was an enquiry officer to conduct departmental proceedings. He further submits that the deceased has been falsely implicated in his suicide note.

4. The learned Government Advocate (Crl.Side) submits that investigation is pending.

6. Considering the facts and circumstances of the case and also considering the submissions made by both counsel and also the fact that there is no serious allegations levelled against the petitioner, this court is inclined to grant anticipatory bail to the petitioner.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate Gingee, Villupuram District on condition that 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 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 petitioners 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.

WEB COPY

-sd/-
29/09/2021

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.

TO

1 THE JUDICIAL MAGISTRATE,
GINGEE , VILUPPURAM DISTRICT

2 THE CHIEF JUDICIAL MAGISTRATE
VILUPPURAM [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
VALATHI POLICE STATION,
VILLUPPURAM DISTRICT

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S S.KAITHAMALAI KUMARAN Advocate on payment of necessary charges SR.No.10745

CRL OP.18042/2021

Date :29/09/2021

APN 06/10/2021