



IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Criminal Jurisdiction )

Friday, the Eighth day of October Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.19176 of 2021

1 KARUPPAN  
2 LAKSHMI

[ PETITIONERS / ACCUSED ]

Vs

THE INSPECTOR OF POLICE  
KALLAKURICHI POLICE STATION,  
KALLAKURICHI DISTRICT.  
CRIME NO.NOT KNOWN OF 2021.

[ RESPONDENT ]

For Petitioner : M/S.KARAN AND UDAY Advocate

For Respondent : MR. A.GOPINATH, Govt. Advocate ( Crl. Side)

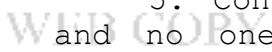
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest for the alleged offence under Sections 294(b), 323, 506(ii) of IPC in Cr.No.(not known) of 2021 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the petitioners are the owners of the property and there was dispute between the petitioners and the defacto complainant regarding the said property due to which wordy quarrel arose between them. Hence, the defacto complainant lodged a complaint before the law enforcing agency. Thereby, the law enforcing agency registered a case against the petitioners.

3.The learned counsel appearing for the petitioners submit that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case. Hence, the learned counsel prays to grant anticipatory bail to the petitioners.



5. Considering the fact that it appears to be a civil dispute and no one sustained injuries, this Court is inclined to grant anticipatory bail to the petitioners.

(a) the petitioners 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;

(c) the petitioners shall not tamper with evidence or witness 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 petitioners 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/-

08/10/2021

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,  
NO.I, KALLAKURUCHI, KALLAKURUCHI DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE  
VILUPPURAM DISTRICT. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE  
KALLAKURUCHI POLICE STATION,  
KALLAKURUCHI DISTRICT.

+1 CC to M/S.KARAN AND UDAY Advocate on payment of necessary charges SR.NO.11294

CRL OP.19176/2021

Date :08/10/2021

RW 26/10/2021