



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.12.2021

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.24666 of 2021

1. Vigneswaran
2. Vidhyanantham

... Petitioners

Vs.

State Represented by
The Inspector of Police,
Valangaiman Police Station,
Thiruvarur District.
Crime No.929 of 2020

... Respondent

Prayer: Criminal Original Petition filed under Section 438 of Cr.P.C.,
praying to enlarge the petitioners on bail in the event of their
arrest by the respondent police in the case pending investigation in
Crime No.929 of 2020 on the file of the respondent police.

For Petitioner : Mr.R.Subramanian

For Respondent : Mr.N.S.Suganthan
Government Advocate (Crl.Side)

ORDER

The petitioners, who apprehend arrest at the hands of the
respondent police for the alleged offences punishable under Section
294(b), 352, 506(ii) of IPC in Crime No.929 of 2020, on the file of
the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that there was a wordy quarrel
between the petitioners and the defacto complainant regarding previous
enmity, due to which, the petitioners along with others abused the
defacto complainant with filthy language, assaulted her and
criminally intimidated her. Hence, the complaint.

3.The learned counsel appearing for the petitioners submits that
the petitioners have not been committed any such offence as alleged by
the prosecution and they have been falsely implicated in this case.



He further submits that the co-accused was already enlarged on bail. Hence, the learned counsel prays to grant anticipatory bail to the petitioners.

4. The learned Additional Public Prosecutor submits that there is no previous cases as against the petitioners.

5. Considering the submissions made by both counsel and also considering the fact that there is no previous cases as against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, the petitioners are 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 District Munsif-Cum-Judicial Magistrate, Valangaiman, Thiruvarur District on condition that the petitioners shall execute separate bonds 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 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 petitioners shall report before the respondent police on every Saturday at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation;

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

(d) the petitioners 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 petitioners in accordance with law as if the conditions has been imposed and the petitioners are 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/-
16/12/2021

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 DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE,
VALANGAIMAN, THIRUVARUR DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVARUR [FOR INFORMATION].

3 THE INSPECTOR OF POLICE,
VALANGAIMAN POLICE STATION,
THIRUVARUR DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S. R.SUBRAMANIAN Advocate on payment of necessary charges SR.NO.14932

CRL OP.24666/2021

Date :16/12/2021

JPA 28/12/2021