



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 04/02/2021

PRESENT

The Hon`ble Mr.Justice M.NIRMAL KUMAR

CRL OP(MD). No.1529 of 2021

Ravichandran

... Petitioner/Accused

Vs

The State rep.by
The Inspector of Police,
Usilampatti Taluk Police Station,
Madurai District.
Crime No.352/2019.

... Respondent/Complainant

For Petitioner : Mr.R.Rajarathinam,
Advocate.

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

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

PRAYER :-

For an Anticipatory Bail in Crime No.352 of 2019 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 306 of IPC, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner is working as a teacher at Saraswathi Matriculation School, Usilampatti. The deceased was studying 10th standard under the same school. While being so, on 01.12.2019, the deceased, who is aged about 15 years old, said to have committed suicide by hanging himself. Hence, the present complaint.

3.The learned counsel appearing for the petitioner submitted that the petitioner is innocent person and he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner has treated the students as his friends and encouraged studying well. He further submitted that the petitioner did not instigate the deceased to commit suicide. Hence, he prayed for grant of anticipatory bail to the petitioner.



4.The learned Government Advocate (Crl. Side) appearing for the respondent Police submitted that the petitioner is working as a teacher at Saraswathi Matriculation School, Usilampatti. The deceased was studying 10th standard in the same school. While being so, on 01.12.2019, the deceased, who is aged about 15 years old, said to have committed suicide by hanging himself. Thereafter, the suicide note has been seized.

5.On perusal of the records, it is seen that the deceased was studying 10th standard at Saraswathi Matriculation School, Usilampatti. While being so, on 01.12.2019, he committed suicide by hanging himself with suicide note. In the suicide note, the petitioner's name was not fully mentioned and the expert has given his opinion that the suicide note signature and the deceased signature are one and the same.

6.In view of the above, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his 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 No.I, Usilampatti, 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 to 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 Magistrate 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., for a period of two weeks and thereafter, as and when required for interrogation.

(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



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

sd/-
04/02/2021

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WEB COPY

/ /2021

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1.THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE No.I,
USILAMPATTI.

2.DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.

3.THE INSPECTOR OF POLICE,
USILAMPATTI TALUK POLICE STATION,
MADURAI DISTRICT.

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

+1 CC to Mr.R.RAJARATHINAM, Advocate (SR-731[I] dated 05/02/2021)

ORDER
IN
CRL OP(MD) No.1529 of 2021
Date :04/02/2021

SJI
TK/VR/SAR.3/11.02.2021/3P/6C