



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

Date : 18/01/2021

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD). No.4533 of 2020

Vetrimalai

... Petitioner/3rd Accused

Vs

State Rep.by
The Inspector of Police,
Kadaladi Police Station,
Ramnad District.
Crime No.22 of 2020.

... Respondent/Complainant

For Petitioner : Mr.Govindarajan, Advocate
for Mr.D.Venkatesh, Advocate

For Respondent : Mr.A.Robinson,
Government Advocate (Crl.Side).

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

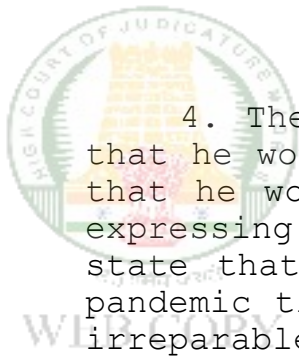
PRAYER :- For Anticipatory bail in Crime No.22 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioner and the learned Government Advocate(Crl. Side) appearing for the respondent.

2. The petitioner apprehending arrest at the hands of the respondent police for the offences punishable under sections 147, 148, 294(b), 324, 307 and 506(ii) of I.P.C., in Crime No.22 of 2020 on the file of the respondent police, moved this Court seeking anticipatory bail and the same was dismissed.

3.This is the second petition seeking the relief. During the pendency of this petition, the petitioner appears to have moved the Sessions Court and got relief. Since moving the Sessions Court during the pendency of this petition is a clear impropriety, this Court cancelled the order passed by the Sessions Court in favour of the petitioner. The petitioner was called upon to appear before this Court in person. Today the petitioner appeared before me in person.



4. The learned counsel appearing for the petitioner points out that he would not defend the action committed by the petitioner and that he would ensure that by tomorrow(19.01.2021) better affidavit expressing his unconditional apology will be filed. He would also state that the petitioner is having three children and during the pandemic times, if he is ordered to be arrested, it would cause him irreparable hardship.

5. Taking note of these aspects, I am inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Kadaladi, and on his executing 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 learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

6. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-
18/01/2021

/ TRUE 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 JUDICIAL MAGISTRATE, KADALADI.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.
3. THE INSPECTOR OF POLICE,
KADALADI POLICE STATION, RAMNAD DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN
CRL OP(MD) No.4533 of 2020
Date :18/01/2021