



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

Date : 24/06/2021

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD).No.8239 of 2021

1. Panneerselvam
2. Bavalakodi
3. Sheela
4. Saranya
5. Deepika
6. Jeyaseelan

... Petitioners/Accused

Vs

The State rep.by,
The Inspector of Police,
Sinthupatti Police Station,
Madurai District.
Crime No. 154 of 2021.

... Respondent/Complainant

For Petitioners : Mr.S.Muniyandi,
Advocate.

For Respondent : Mr.M.Muthumanikkam,
Government Advocate (Crl.Side)

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

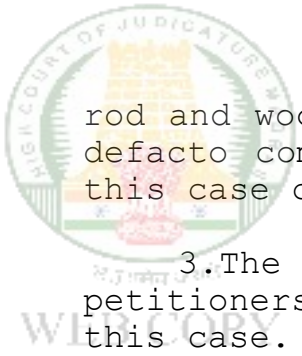
PRAYER :-

For Anticipatory Bail in Crime No.154 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/Accused who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 294(b), 323, 324, 336 and 506(ii) I.P.C., and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act in Cr.No.154 of 2021, on the file of the respondent police seek anticipatory bail.

2. The case of the prosecution is that on 17.06.2021, when the defacto complainant's grandson viz., Muhilan and one Sundar were talking with each other and laughing, one Deepika mistakenly thought that she has been ridiculed and she had scolded Muhilan and Sundar. At 04.30p.m., when the defacto complainant's husband, her son Rajkumar asked the accused Jeyaseelan and others as to why Deepika scolded her grandson, they had retaliated by attacking her with iron



rod and wooden log. Other accused had also joined in attacking the defacto complainant, her husband and her son Rajkumar. Therefore, this case came to be registered.

3.The learned Counsel for the petitioners submitted that the petitioners are innocents and they have been falsely implicated in this case.

4.The learned Government Advocate(Crl.Side) appearing for the State opposes this petition on the ground that the investigation in this case is not yet completed. He further submitted that the injured has been discharged from the hospital.

5.Considering the facts and circumstances of the case and considering the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6.Accordingly, the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Thirumangalam, Madurai District on condition that the petitioners shall execute a bond 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a)the petitioners 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 petitioners 1 and 6 shall report before the respondent police daily at 10.30 a.m., until further orders; and the petitioners 2 to 5 shall report before the respondent police 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 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.

sd/-
24/06/2021

WEB COPY

/ 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, THIRUMANGALAM,
MADURAI DISTRICT.
2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
3. THE INSPECTOR OF POLICE,
SINTHUPATTI POLICE STATION,
MADURAI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.8239 of 2021
Date : 24/06/2021

SSL
PK/PN/SAR-III/29.06.2021 : 3P/5C