



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

Date : 28/06/2021

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD) . No.8409 of 2021

1.K.Appanasamy (A-1)
2.V.Ravichandran (A-2)
3.A.Kalaiyarasan (A-3)
4.V.Lakshmi (A-4)
5.A.Saratha (A-5)
7.V.Ulaganathan (A-7)

... Petitioners/Accused
Nos.1 to 5 and 7

Vs

The State rep.by
The Inspector of Police,
Irukkangudi Police Station,
Virudhunagar District.
Crime No.58 of 2021.

... Respondent/Complainant

For Petitioners : Mr.S.Malaikani,
Advocate.

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

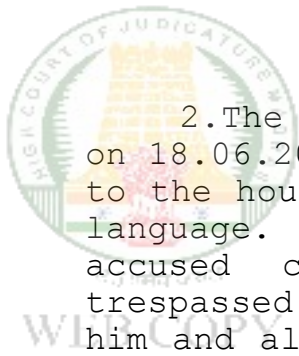
PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime No.58/2021 on the file of the
respondent Police

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the
respondent police for the alleged offences punishable under Sections
147, 448, 294(b), 352 and 506(i) I.P.C, seek anticipatory bail.



2.The case of the prosecution is that due to previous enmity, on 18.06.2021, at about 3.00 p.m, the first accused/Appanasamy came to the house of the defacto complainant and scolded him with filthy language. Thereafter, on the same day, at about 4.00 p.m., all the accused came to the defacto complainant's house, illegally trespassed into his house, scolded him in filthy language, pushed him and also tried to attack him with wooden log. Therefore, this case came to be registered.

3.The learned counsel for the petitioners submitted that the petitioners are innocent persons and they are falsely implicated in this case. Hence, he seeks anticipatory bail.

4.The learned Government Advocate (criminal side) opposed this petition on the ground that the investigation is not completed. He would further submit that the injured suffered simple injury.

5.Considering the facts and circumstances of the case and also the fact the the injured suffered only simple injury, this Court is inclined to grant anticipatory bail to the petitioners.

7.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 Judicial Magistrate No.II, Sattur, 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 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 shall report before the respondent police daily at 10.30 am.,until further orders.

[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



[f]If the accused thereafter abscond, a fresh FIR can be registered under Section 229-A IPC.

sd/-
28/06/2021

/ TRUE COPY /

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 JUDICIAL MAGISTRATE No.II, SATTUR.
- 2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 3.THE INSPECTOR OF POLICE,
IRUKKANGUDI POLICE STATION,
VIRUDHUNAGAR DISTRICT.
- 4.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.MALAIKANI, Advocate (SR-4200[I] dated 29/06/2021)

ORDER
IN
CRL OP(MD) No.8409 of 2021
Date :28/06/2021

LS
TK/VR/SAR.3/30.06.2021/3P/6C