



CRL OP(MD) . No.16220 of 2021

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

Date : 26/10/2021

PRESENT

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The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD) . No.16220 of 2021

1. P.Arumugam,
2. T.Kanagaraj,
3. R.Sathish Kumar,
4. T.Ravichandran,
5. M.Murugapoobathi,
6. R.Murugesan

... Petitioners / A1 to A6

Vs

State Rep. By
The Inspector of Police,
Dhalavaipuram Police Station,
Virudhunagar District.
(Crime No.269 of 2021)

... Respondent / Complainant

For Petitioner : M/s. Sasikumar.V,
Advocate.

For Respondent : Mr.P.Kottai Chamy,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory bail in Crime.No.269 of 2021 on the file of
the Respondent Police

ORDER : The Court made the following order :-

The petitioners/A1 to A6, who apprehend arrest at the hands of
the respondent Police, for the offence punishable under Sections
147, 148, 341, 294(b), 324 and 506(ii) IPC in Crime No. 269 of 2021
on the file of the respondent Police, seek anticipatory bail.



his village and he asked the former Executive Members of the Committee to produce the account details. But, they have refused to produce it. While so, on 10.10.2021, the petitioners attacked the defacto complainant and his friends with wooden log and also caused injuries. Hence, the case.

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3. The learned counsel for the petitioner submits that the petitioners are innocents and they have not committed any offence as alleged by the prosecution. In fact, the petitioners and the defacto complainant are relatives. During the selection of Executive Members for the Administrative Committee of the Village, a difference of opinion arose between two parties and the rival party members attacked the petitioners and also caused injuries. In this regard, a complaint has been lodged and the same has been registered as Crime No.268 of 2021. Hence, he prayed for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) submits that the injured has been discharged from the hospital.

5. Considering the facts and circumstances of the case, the nature of allegations levelled against the petitioners and also the fact that it is a case and counter case and the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, the Criminal Original Petition is allowed. 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, Rajapalayam, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each, with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:

(a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity;

(b) the petitioners shall report before the respondent police daily at 10.30 a.m. until further orders;

(c) the petitioners shall not tamper with the 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 are released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble



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

sd/-
26/10/2021

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/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

OGY

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,
RAJAPALAYAM.
2. DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT @ SRIVILLIPUTHUR.
3. THE INSPECTOR OF POLICE,
DHALAVAIPURAM POLICE STATION,
VIRUDHUNAGAR DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.V.SASI KUMAR, Advocate (SR-7581[I] dated 28/10/2021)

ORDER IN
CRL OP(MD) No.16220 of 2021
Date :26/10/2021

SB/VR/SAR-III/29.10.2021/3P/6C