



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 09.11.2021

PRESENT

The Hon`ble Mrs.Justice S.ANANTHI
CRL OP(MD). No.17092 of 2021

WEB COPY

Kannan

... Petitioner/Accused No.1

Vs.

State Rep.by
The Inspector of Police,
Thoothukudi North Police Station,
Thoothukudi District.
(Crime No.557 of 2021)

... Respondent/Complainant

For Petitioner : Mr.L.Shaji Chellan, Advocate
For Respondent : Mr.RMS.Sethuraman,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No.557 of 2021 on the file of the respondent Police.

ORDER : The Court made the following order :-

Apprehending arrest at the hands of the respondent police for the alleged offences punishable under Sections 364 and 511 of IPC in Crime No.557 of 2021 on the file of the respondent police, the petitioner has come forward with this petition seeking anticipatory bail.

2. The learned counsel for the petitioner would submit that the earlier petition filed by the petitioner in Crl.OP(MD)No.15835 of 2021 for anticipatory bail was dismissed on 12.10.2021, on the ground that the petitioner has two previous cases. However, he would submit that the previous cases are simple in nature. Further, he would submit that the petitioner is a final year law student.

3. Heard the learned Additional Public Prosecutor for the respondent police.

4. Considering the fact that the petitioner is a final year law student and the nature of offence, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of two weeks from the date of receipt of a copy of this order, before the



learned Judicial Magistrate No.III, Tuticorin and on him 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 conditions 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 Aadhaar cards or bank pass book to ensure their identity;

(b) the petitioner shall report before the respondent police daily at 07.00 a.m., for a period of thirty days;

(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 Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and

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

sd/-
09/11/2021

/ 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 No.III,
Tuticorin.



2. DO THROUGH The Chief Judicial Magistrate,
Virudhunagar.

3. The Inspector of Police,
Thoothukudi North Police Station,
Thoothukudi District.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1. CC to M/S.SHAJI CHELLAN L, Advocate SR.No.7924

ORDER

IN

CRL OP(MD) No.17092 of 2021

Date :09/11/2021

RS/JM/SAR2 (11.11.2021) 3P 6C