



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

**Date : 15/11/2021**

**PRESENT**

**The Hon`ble Mr.Justice K.MURALI SHANKAR  
CRL OP (MD) . No.17633 of 2021**

**WEB COPY**

1.Indirani@endhirani  
2.Ganesan  
3.C.Manokaran  
4.Ragunath

... Petitioners/Accused Nos.1 to 4

Vs

The State Rep. by  
The Inspector of Police,  
Palaviduthi Police Station,  
Karur District.  
(Cr.No.338 of 2021).

... Respondent/Complainant

For Petitioners : M/s.Shankar Ganesh R,  
Advocate.  
For Respondent : Mr.S.S.Madhavan,  
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory bail in Crime No.338 of 2021 on the file of the respondent police

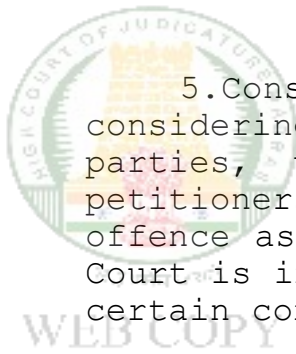
ORDER : The Court made the following order :-

The petitioners/Accused Nos.1 to 4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 294(b) and 506(1) of IPC, in Crime No.338 of 2021, seek anticipatory bail.

2.The case of the prosecution is that there was civil dispute between the parties, due to which, the petitioners threatened and abused the defacto complainant with dire consequences through mobile phone. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. He would also submit that the petitioners are not having any previous case.

4.The learned Government Advocate (Crl.Side) would submit that there was some civil dispute between the parties, due to which, the petitioners threatened and abused the defacto complainant with dire consequences through mobile phone and no one was injured.



5. Considering the facts and circumstances of the case and considering the fact that there existed civil dispute between the parties, that no one was injured in this case and that the petitioners are not having any previous case for similar or serious offence as stated by the learned Additional Public Prosecutor, 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 No.I, Kulithalai, Karur District, 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 respondent Police or to the Police Officer, who intends to arrest or 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 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 for a period of one month and thereafter, 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 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 thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-

15/11/2021

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/ /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

WEB COPY

1. THE LEARNED JUDICIAL  
MAGISTRATE, NO. I KULITHALAI.
  2. DO-THROUGH :  
THE CHIEF JUDICIAL MAGISTRATE, KARUR  
DISTRICT.
  3. THE INSPECTOR OF POLICE  
PALAVIDUTHI POLICE STATION, KARUR DISTRICT.
  4. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.
- +1. CC to M/S. SHANKAR GANESH R Advocate (SR.No.8114)

ORDER  
IN  
CRL OP (MD) No.17633 of 2021  
Date : 15/11/2021

MGJ/VR/SAR II (19.11.2021) 3P 6C