



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

Date : 16/11/2021

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL OP(MD). No.17824 of 2021

Paranthaman @ Veerakumar, ... Petitioner/Accused Rank  
Not Known

Vs

State Rep. By  
The Inspector of Police,  
Thanjavur East Police Station,  
Thanjavur District.  
Cr.No.1656 of 2021.

... Respondent/Complainant

For Petitioner : M/s. Karunakaran.K.M,  
Advocate.

For Respondent : Mr.SS.Madhavan,  
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory bail in Crime No.1656 of 2021 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294 (b), 324 and 506(ii) I.P.C., and Section 4 of Tamilnadu Prohibition of Harassment of Women Act in Cr.No.1656 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant and the petitioner are brothers and due to family dispute, on 21.10.2021, the petitioner and another accused attacked the defacto complainant and his wife and used filthy language. Hence, the present complaint.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and a false case has been foisted against him. He seeks anticipatory bail to the petitioner.

4.The learned Government Advocate(Crl.Side) would submit that



there is a family dispute between the parties and the injured has already been discharged from the hospital and that the petitioner has no previous case.

5.Considering the facts that there existed a family dispute between the parties, that the injured has already been discharged from the hospital and that except the offence under Section 506(ii) I.P.C., and Section 4 of TNPHW, other offences are bailable in nature and also considering the fact that the petitioner had no previous case as stated by the learned Government Advocate (Crl.side), this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or his 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, Thanjavur, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) 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 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 Aadhar card or Bank pass Book to ensure their identity;

(b)the petitioner shall report before the respondent police daily at 10.30a.m., for period of one month and thereafter as and when required for interrogation.

(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 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/-  
16/11/2021

/ TRUE COPY /



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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.I,  
THANJAVUR.
- 2.DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
THANJAVUR DISTRICT AT KUMBAKONAM.
- 3.THE INSPECTOR OF POLICE,  
THANJAVUR EAST POLICE STATION,  
THANJAVUR DISTRICT.
- 4.THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

ORDER  
IN  
CRL OP(MD) No.17824 of 2021  
Date :16/11/2021

SB/CN/SAR-III/23.11.2021/3P/5C