



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/12/2021

PRESENT

The Hon'ble Mr.Justice G.ILANGO VAN

CRL OP (MD) . No.18594 of 2021

1. Duraipandi
2. D.Pakiyalakshmi
3. Sneka
4. D.Aarthikaa
5. V.Prakash
6. Mahalakshmi

... Petitioners/Accused
No.1 to 6

Vs

State rep.by
The Inspector of Police,
Koodal Pudur Police Station,
Madurai City.
(Crime No.352 of 2021).

... Respondent/Complainant

For Petitioners: M/s.Kumar N, Advocate.

For Respondent : M/s.S.Manikandan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.352 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/Accused No.1 to 6, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 294(b), 341, 323, 355, 506(i) I.P.C, in Crime No.352 of 2021 on the file of the respondent police, seek anticipatory bail.



2. The case of the prosecution is that since the boundary stones of the defacto complainant was damaged by the petitioners, there was a wordy quarrel arose between them and the petitioners assaulted the defacto complainant, thereby he sustained injuries. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that on the basis of the direction given by the learned Judicial Magistrate under Section 156(3) Cr.P.C., the case came to be registered. The injured person in this case has been treated as out patient.

5. Considering the nature of offence, the overt act attributed against the petitioners and the injured person has been treated as out patient, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate No.IV, Madurai, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two common sureties each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioners shall appear before the respondent police daily at 10.30 a.m. until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

Sd/-
07/12/2021

/ TRUE COPY /

/ /2021
Sub-Assistant Registrar (C.S.II)
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.IV, MADURAI.
2. -DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
3. THE INSPECTOR OF POLICE,
KODAL PUDUR POLICE STATION,
MADURAI CITY.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.18594 of 2021
Date :07/12/2021

SP/JM/SAR II/13/12/2021/3P/5C