



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 21/12/2021

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD) . No.20398 of 2021

Nagaraj

... Petitioner/Sole Accused

Vs

The State rep.by
The Inspector of Police,
Palani Taluk Police Station,
Dindigul District.
Cr.No. 866 of 2021.

... Respondent/Complainant

For Petitioner : Mr.D.VENKATESH,
Advocate.

For Respondent : Mr.S.MANIKANDAN,
Government Advocate (Crl.Side)

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

PRAYER :- For Anticipatory Bail in Crime No.866 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

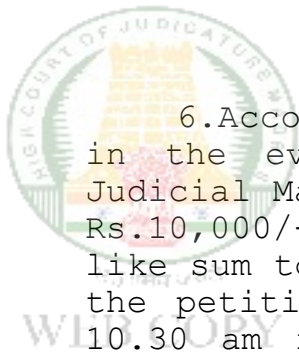
The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 323, 506(i)IPC, in Crime No.866 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that there was trouble arose between the neighbours, with regard to discharge of waste water. On 07.11.2021 at about 05.00PM the accused persons had abused, assaulted and threatened the *defacto* complainant and his family members. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent and that none was injured in the incident.

4.The learned Government Advocate (Crl.Side) appearing for the respondent would submit that the petitioner and the *defacto* complainant are neighbours, no one was injured in the incident and that the petitioner is not having any previous case.

5.Considering the dispute between two neighbours, with regard to discharge of waste water, that no one was injured in the incident, 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 arrest or his appearance, before the learned Judicial Magistrate, Palani and on his 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 the petitioner shall appear before the respondent police daily at 10.30 am for a period of one month and thereafter, as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

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

sd/-
21/12/2021

/ 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, PALANI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, DINDIGUL DISTRICT.
- 3 THE INSPECTOR OF POLICE,
PALANI TALUK POLICE STATION,
DINDIGUL DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

**ORDER
IN**

CRL OP(MD) No.20398 of 2021
Date : 21/12/2021

SA/VR/SAR.1/28.12.2021/2P/5C