



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

Date : 23/12/2021

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.20658 of 2021

1. Vignesh
2. Anuradha

... Petitioners/Accused No.2 to 5

Vs

State Rep.by
The Inspector of Police,
Boothalur Police Station,
Thanjavur District.
(Crime No.448/2021)

... Respondent/Complainant

For Petitioners: M/s.Rajarajan.M,
Advocate.

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

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

PRAYER :- For Anticipatory Bail in Crime No.448/2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/Accused No.2 & 5, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 148, 294(b), 323, 324, 427, 307 of I.P.C. and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002, in Crime No.448 of 2021 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to the dispute between the parties with regard to grazing the cattle in field, the petitioners and the other accused persons said to have attacked the defacto complainant and his family members with iron rod and caused injuries to him and caused damage to his house. 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. He would further submit that some of the co-accused have been granted anticipatory bail, by this Court, in Crl.OP(MD)



Nos.18933 & 18934 of 2021, on 10.12.2021 and it is a case and case in counter. Hence, he seeks anticipatory bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent police submitted that it is a case and case in counter and no previous case is pending against the petitioners.

5.The learned counsel for the petitioners would submit that the matter is going to be compromised between the parties.

6.Considering the above said fact and also considering the fact that co-accused have already been granted anticipatory bail by this Court and it is a case and case in counter, this Court is inclined to grant anticipatory bail to the petitioners.

7. 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, Thiruvaiyaru, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioner is being Doctor and the second petitioner is being lady and having one year child, both are report before the respondent police as and when required for interrogation. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

8. 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/-
23/12/2021

/ TRUE COPY /

/ /2022
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, THIRUVAIYARU.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.
3. THE INSPECTOR OF POLICE,
BOOTHALUR POLICE STATION,
THANJAVUR DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.M.RAJARAJAN, Advocate (SR-9717[I] dated 23/12/2021)

ORDER

IN

CRL OP(MD) No.20658 of 2021

Date :23/12/2021

DSS

MS/CN/SAR-3/05.01.2022/3P.6C