



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2022

WEB COPY

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Cr1.O.P.No.556 of 2022

Manjula

...Petitioner

Versus

The State Represented by;
The Inspector of Police,
M-8, Sathangadu Police Station,
Chennai.
Crime No.793 of 2021.

...Respondent

Prayer: Criminal Original Petition filed under Section 438 of Cr.P.C., praying to enlarge the petitioner on bail in Crime No.793 of 2021 on the file of the respondent police in the event of her arrest.

For Petitioner : Mr.R.Premanandhan

For Respondent : Mr.A. Gokulakrishnan
Additional Public Prosecutor

ORDER

The petitioner who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 148, 152, 294(b), 324, 353 and 506 (ii) IPC and Section 3 of the Tamil Nadu Property (Prevention of Damage and Loss) (TNPPDL Act, 1992, alter under Sections 147, 148, 152, 294(b), 324, 353, 307, 506 (ii) IPC and 3 of TNPPDL Act, 1992 and in Crime No.793 of 2021, seeks anticipatory bail.

2. The case of the prosecution is that on 22.12.2021 one youth person was committed suicide. While taking his body for postmortem the petitioner along with other accused persons assaulted the respondent police with wood sticks and stones and threatened with dire consequences. Hence this complaint.

3. The learned counsel for the petitioner submitted that the petitioner herein has not committed any such offences as alleged by the prosecution and she has been falsely implicated in this case. Therefore, he prays for grant of anticipatory bail to the petitioner.



4. The learned Additional Public Prosecutor would submit that enquiry has been completed. Hence, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and the submissions made by both counsels, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days after lifting of lock-down or the commencement of the Court's normal functioning whichever is earlier before the **learned Judicial Magistrate, Thiruvottiyur**, on condition that the petitioner shall execute 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 respondent police or 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 Court concerned 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 as and when required for further enquiry.

[c] the petitioner shall co-operate for the investigation;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] the petitioner shall not abscond either during investigation or trial;

[f] 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 has been imposed and the petitioner is released on bail by the learned Magistrate/Trial Court herself laid down by the Hon'ble Supreme Court in **P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**; and;



[g] if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC;

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-sd/-
12/01/2022

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
THIRUVOTTIYUR, THIRUVALLUR DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVALLUR. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
M-8, SATHANGADU POLICE STATION,
CHENNAI.

CC to M/S.R.PREMANANDHAN Advocate on payment of necessary charges

CRL OP.556/2022

Date :12/01/2022

TA-04/02/2022