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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.01.2022

CORAM:

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

Cr1.O.P.No.1507 of 2022

1.K.Shankar krishnan
2.K.Ravikumar
3.R.Padmavathi

.. Petitioners

Vs.

The State represented by
The Inspector of Police,
Krishnagiri Taluk Police Station,
Krishnagiri.
(Crime No.132 of 2021)

...Respondent/complainant

Prayer: Criminal Original Petition filed under Section 438 of Cr.P.C.,
praying to enlarge the petitioners on Anticipatory Bail in the event
of their arrest in Cr.No.132 of 2021 pending investigation on the file
of the respondent police.

For Petitioner : Mr.S.Madhusudanan

For Respondent : Mr. A.Gokulakrishnan
Additional Public Prosecutor

ORDER

(The case has been heard through video conference)

The petitioners, who apprehend arrest at the hands of the
respondent police for the alleged offences punishable under Sections
147, 324, 294(b), 323 and 506(i) of IPC in Crime No.132 of 2021, on the
file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that there was a money dispute
between the petitioners and the defacto complainant, due to which, the
petitioners have attacked and scolded him and his wife in a filthy
language and threatened him with dire consequences.

3. The learned counsel appearing for the petitioners submits that
the petitioners are innocent persons and they were no way connected in
this case and they have not committed any offences as alleged by the



prosecution. He pray for grant of anticipatory bail to the petitioners.

4. The Additional Public Prosecutor raised objection stating that there was a money dispute between them and the petitioners have assaulted and abused the defacto complainant and his wife in filthy languages and that there is a case in counter and he further submitted that the investigation was almost completed.

5. Considering the facts and circumstances of the case and also considering the submissions made by the both counsel and also the fact that the investigation was almost completed, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days after lifting of lockdown or the commencement of the Court's normal functioning whichever is earlier, before the learned Judicial Magistrate Krishnagiri, 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 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 petitioners 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 petitioners shall report before the respondent police on every Tuesday at 10.30 a.m for a period of four weeks and thereafter as and when required for an interrogation;

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioners 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 has been imposed and the petitioners are 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;



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

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-sd/-

25/01/2022

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,
KRISHNAGIRI.

2 THE CHIEF JUDICIAL MAGISTRATE
KRISHNAGIRI [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
KRISHNAGIRI TALUK POLICE STATION,
KRISHNAGIRI, TAMILNADU - 635001.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1CC to M/S. S.MADHUSUDANAN Advocate on payment of necessary charges SR.No.1217

CRL OP.1507/2022

Date :25/01/2022

CSK 09/02/2022