



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Eleventh day of March Two Thousand Twenty Two

PRESENT

The Hon`ble Dr Justice G. JAYACHANDRAN

CRIMINAL ORIGINAL PETITION No.5423 of 2022

1 THIRUMURUGAN
2 MUTHULAKSHMI
3 RADHA

[PETITIONERS / ACCUSED]

Vs

STATE BY REPRESENTED BY ITS
SUB INSPECTOR OF POLICE,
ANAIKARANCHATRAM POLICE STATION,
SIRKALI TALUK,
MAYILADUTHURAI DISTRICT.
(CRIME NO.47 OF 2022)

[RESPONDENT]

For Petitioners : M/S.B.SINGARAVELU Advocate

For Respondent : MR.S.SANTHOSH, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 294(b), 324 and 506(ii) of IPC, in Crime No.47 of 2022, on the file of the respondent police, seek anticipatory bail.

2. The First Information Report registered by the respondent police indicates that due to land dispute, the petitioners picked quarrel with the defacto complainant and also attacked him and his family members with wooden log. After taking treatment for two days, the injured discharged from the hospital.

3. Heard, the learned counsel appearing for the petitioners and the learned Government Advocate (Crl.Side) appearing for the respondent Police.



4. Taking note of the above facts, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of seven days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Sirkali, on condition that each of the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand Only), with two sureties, each for a like sum to the satisfaction of the learned Magistrate, failing which the anticipatory bail shall stand canceled 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 stay at Sirkali and report before the Inspector of Police, Sirkali Police Station, daily at 10.30 a.m., until further orders.

(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 have been imposed and the petitioners 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;

(f) if the accused thereafter abscond, a fresh FIR can be registered under Section 229-A IPC.

-sd/-
11/03/2022

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,
SIRKALI.

2 THE CHIEF JUDICIAL MAGISTRATE
NAGAPATTINAM [FOR INFORMATION]

3 THE SUB INSPECTOR OF POLICE,
ANAIKARANCHATRAM POLICE STATION,
SIRKALI TALUK, MAYILADUTHURAI DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE INSPECTOR OF POLICE,
SIRKALI POLICE STATION, SIRKALI.

+1 CC to M/S.B.SINGARAVELU Advocate on payment of necessary
charges SR.NO.3781

CRL OP.5423/2022

Date :11/03/2022

JPA 18/03/2022