



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.5191 of 2022

1 ARASANKOVAN
2 THENKOVAN

[PETITIONERS / ACCUSED]

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE,
KODAVASAL POLICE STATION,
KODAVASAL TALUK AND POST,
TIRUVARUR DISTRICT.
CRIME NO.100 OF 2022.

[RESPONDENT]

For Petitioner : M/S.V.PRABHAKARAN 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 for the alleged offences under Sections 147, 448, 294(b), 324, 506(2) and 109 of IPC in Crime No.100 of 2022, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 17.02.2022, due to election dispute, the petitioner along with others attacked the defacto complainant using wooden log and threatened with dire consequences.

3. The learned Government Advocate (Crl. Side) appearing for the respondent submits that the injured person has been discharged from the hospital.

4. Considering the facts and circumstances of the case and also considering that injured person discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners subject to 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 Court, Tiruvarur, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- only (Rupees Twenty Five 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 petitioners and the sureties shall affix his 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 not tamper with evidence or witness either during investigation or trial;

(c) the petitioners shall report before the Investigating Officer twice daily at 10.30 a.m. and 04.30 p.m. until further orders;

(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 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 absconds, 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,
TIRUVARUR

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVARUR (FOR INFORMATION)

3 THE INSPECTOR OF POLICE,
KODAVASAL POLICE STATION,
KODAVASAL TALUK AND POST,
TIRUVARUR DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.V.PRABHAKARAN Advocate on payment of necessary charges
Sr.3775

CRL OP.5191/2022

Date :11/03/2022

RVR 21/03/2022