



Crl.O.P.No.10516 of 2022

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G.CHANDRASEKHARAN, J.

The petitioner, who apprehends arrest for the alleged offence **under Sections 147, 148, 294 (b), 506 (ii) of I.P.C**, in Crime No.172 of 2022, on the file of the respondent police, seeks anticipatory bail.

2.It is seen from the submission of the learned counsel appearing for parties that, defacto complainant belongs to a rowdy group and petitioner belongs to another rowdy group. Due to previous enmity, it is alleged that, on the date of occurrence, petitioner along with other accused said to have entered into the house of defacto complainant and attacked him.

3.It is also seen that petitioner had only formed part of unlawful assembly and he has not actually attacked the defacto complainant.

4.It is also reported that injured was treated as out patient. Taking into consideration of the above facts, this Court is inclined to grant anticipatory bail to the petitioner.



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5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of seven days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate - I, Tambaram**, on condition that the petitioner shall execute a bond for sum of Rs.25,000/- (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 petitioner 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 petitioner shall not tamper with evidence or witness either during investigation or trial;

(c)**the petitioner shall report before the Investigating Officer daily at 10.30.a.m., until further orders;**

(d)the petitioner shall not abscond either during investigation or trial;



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(e) 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 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.

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