



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Wednesday, the Eleventh day of May Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice V. SIVAGNANAM

CRIMINAL ORIGINAL PETITION No.10911 of 2022

1 KANNAN @ VIJAYARANGAN
2 KUMAR @ SATHYANARAYANAN
3 TAMIL SELVAN
4 BABU

[PETITIONERS / ACCUSED]

Vs

THE SUB INSPECTOR OF POLICE
SELAIYUR POLICE STATION,
SELAIYUR,
CHENNAI 600 073.
CRIME NO.218/2022.

[RESPONDENT]

For Petitioner : M/S.M.VIJAYA KUMAR Advocate

For Respondent : M/S.S.SUGENDRAN, Additional Public Prosecutor

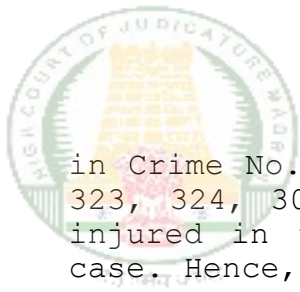
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest for the alleged offences under sections 294(b), 324, 506(ii) of IPC in Crime No.218 of 2022, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to political dispute, the petitioners abused the defacto complainant's son and his friend in filthy language, assaulted him with iron rod and thereby caused injuries to them and also criminally intimidated them.

3.The learned counsel appearing for the petitioners submitted that the petitioners are innocent and they had not committed any such offences as alleged by the prosecution. He further submitted that already based on the complaint given by the petitioners herein, a case



in Crime No.217 of 20022 for the offences under Sections 341, 294(b), 323, 324, 307 and 506(ii) of IPC has been registered as against the injured in this case and they had been falsely implicated in this case. Hence, he pleads for anticipatory bail.

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4. The learned Additional Public Prosecutor appearing for the respondent police submitted that the injured persons in this case have been discharged from the hospital.

5. Considering the facts of the case and that now, the injured have been discharged from the hospital, and it is a case in counter, custodial interrogation of the petitioners is not necessary. Hence, this Court is inclined to grant anticipatory bail to the petitioners.

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 days from the date of receipt of a copy of this order, before the Learned Judicial Magistrate No.1, Tambaram, on condition that 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 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 not tamper with evidence or witness either during investigation or trial;

(c) the petitioners shall report before the respondent police as and when required for interrogation;

(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.

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-sd/-

11/05/2022

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,
NO.I, TAMBARAM.

2 THE CHIEF JUDICIAL MAGISTRATE
CHENGALPATTU. [FOR INFORMATION]

3 THE SUB INSPECTOR OF POLICE
SELAIYUR POLICE STATION,
SELAIYUR,
CHENNAI 600 073.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S.M.VIJAYA KUMAR Advocate on payment of necessary charges SR.NO. 6906

CRL OP.10911/2022

Date :11/05/2022

RW 12/05/2022