



WEB COPY

2. The case of the prosecution was that the petitioners picked up wordy quarrel with the deceased regarding sharing of drinking water from a public tap and ultimately it ended in the deceased being attacked by nearly ten accused persons and he died on the spot.

3. Learned Government Advocate (Criminal Side) submitted that the entire incident had taken place due to wordy quarrel between the deceased and the accused persons and the deceased was attacked with hands and he was badly injured and he died on the spot. Learned Government Advocate (Criminal Side) further submitted that the investigation has been completed and final report has been filed and it is yet to be taken on file.

4. Learned counsel for the petitioners submitted that the entire incident took place in the spur of the moment and the petitioners have already suffered incarceration for more than 80 days. Learned counsel further submitted that A3, A7 and A8 were already granted bail by this Court vide orders dated 27.04.2022 and 11.05.2022 respectively. Learned counsel further submitted that the petitioners will co-operate for the investigation and will comply with any conditions imposed by this Court.

5. A careful reading of the materials available on record shows that the entire incident had taken place in a spur of the moment which started by way of wordy quarrel between the petitioners and the deceased regarding the sharing of drinking water from the public tap. This is not the case of pre-mediated murder and the investigation has already been completed and the final report has also been filed. That apart, there are no previous cases against the petitioners and some of the accused persons have already been granted bail by this Court. In view of the same, this Court is inclined to enlarge the petitioners on bail by subjecting them to certain conditions:

6. Accordingly, the petitioners are ordered to be released on bail on each of them executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate No.I, Pollachi, and on further conditions that:-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate 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 Monday at 6.30 p.m., for a period of eight weeks and thereafter as and when required.



[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].

[f] If the accused persons thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

-sd/-
18/05/2022

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, POLLACHI.

2 THE CHIEF JUDICIAL MAGISTRATE
COIMBATORE DISTRICT [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
THE ANNAMALAI POLICE STATION,
COIMBATORE DISTRICT.

4 THE SUPERINTENDENT,
CENTRAL PRISON, COIMBATORE.



5 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+2CC to M/S D.R.ARUN KUMAR Advocate on payment of necessary
charges SR.NOs.7227+7228

+2CC to M/S V.ANANDHAMOORTHY Advocate on payment of necessary
charges SR.NOs.7122+7121

CRL OP.NOs.11302,11503,11513&11521/2022

Date :18/05/2022

CSK 18/05/2022