



Crl.O.P.No.17733 of 2022

Crl.O.P.No.17733 of 2022

WEB COPY

G.K.ILANTHIRAIYAN, J.

The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 353, 355, 294(b) and 506(ii) IPC in Crime No.811 of 2019, seek anticipatory bail.

2. The case of the prosecution is that on 17.12.2019, the Sub-Inspector of Police, B1 Police Station submitted a special report to the respondent. Based on the Crime No.808 of 2019, while the Sub-Inspector along with other police men went to the house of A1 to arrest him, the A1 along with the petitioners brought knife and threatened the defacto complainant with dire consequences and further, the first petitioner thrown slipper on the defacto complainant. Hence, the complaint.

3. The learned counsel for the petitioners would submit that the petitioners are no way connected with the alleged offence and the petitioners will abide any any condition imposed by this Court.. Therefore, he prays to grant anticipatory bail to the petitioners.



Crl.O.P.No.17733 of 2022

WEB COPY

4. The learned Additional Public Prosecutor would submit that petitioners and along with A1 threatened the defacto complainant with knife. He would further submitted there are six previous cases pending against the petitioners. Therefore, he vehemently opposed to grant anticipatory bail to the petitioners.

5. Considering the above facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the Judicial Magistrate No.I, Dharmapuri, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each 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



Crl.O.P.No.17733 of 2022

satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed 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 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 daily at 10.30 a.m. for a period of two weeks and thereafter as and when required for interrogation.

[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.**



CrI.O.P.No.17733 of 2022

State of Kerala [(2005)AIR SCW 5560].

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

10.08.2022
(1/3)

ata



WEB COPY



Crl.O.P.No.17733 of 2022

G.K.ILANTHIRAIYAN, J.
ata

Crl.O.P.No.17733 of 2022

10.08.2022
1/3