



Crl.O.P.No.18317 of 2022

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**G.K.ILANTHIRAIYAN, J.**

The petitioner who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 392, and 506(ii) of IPC in C.C No.40 of 2020 on the file of the Judicial Magistrate, Katpadi, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with another accused waylaid the defacto complainant with knife point and robbed a sum of Rs.2,000/-. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution. He would further submit that the investigation was completed and charge sheet also filed in C.C.No.40 of 2020 on the file of the learned Judicial Magistrate, Katpadi. Therefore, he prays to grant anticipatory bail to the petitioner.



CrI.O.P.No.18317 of 2022

WEB COPY

4. The learned Additional Public Prosecutor would submit that the petitioner along with another accused waylaid the defacto complainant with knife point and robbed a sum of Rs.2,000/-. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the above fact and circumstances of the case and also the submissions made by both counsel, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is 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 ***learned Judicial Magistrate, Katpadi*** on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with **two blood 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, failing which, the petition for anticipatory bail shall stand dismissed and on further

2/5



Crl.O.P.No.18317 of 2022

condition that:

[a] the petitioner 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 petitioner shall report before the learned Judicial Magistrate, Katpadi daily twice at 10.30 a.m and 5.30p.m.until further orders.**

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner 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 petitioner in accordance with law as if the conditions have 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]**.



CrI.O.P.No.18317 of 2022

WEB COPY

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

**04.08.2022**

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Crl.O.P.No.18317 of 2022

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