



Crl.O.P.No.18104 of 2022

Crl.O.P.No.18104 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 147, 148, 294(b), 380, 448, 452, 427 and 506(i) IPC in Crime No.131 of 2022, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant is a lessee under the petitioners and the petitioners said to have forcibly attempted to dispossess the defacto complainant and has taken Rs.50,000/- and Company Account Books. Further, the petitioners damaged the belongings of the defacto complainant and abused him and his employees. Hence the complaint.

3. The learned counsel for the petitioners would submit that a false compliant has been foisted as against the petitioners and they are no way connected with the alleged offence. Therefore, he prays to grant anticipatory bail to the petitioners.



CrI.O.P.No.18104 of 2022

WEB COPY

4. The learned Additional Public Prosecutor would submit that the petitioners damaged the defacto complainant's property and taken away Rs.50,000/- cash and company account books. However, he vehemently opposed to grant anticipatory bail to the petitioners.

5. Considering the above fact 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 their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.1, Hosur, on condition that the petitioners 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 satisfaction of the learned Magistrate concerned, failing which, the



CrI.O.P.No.18104 of 2022

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 1 and 2 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 and the petitioners 3, 4 and 5 shall appear before the respondent police 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



CrI.O.P.No.18104 of 2022

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 thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

03.08.2022

ata



WEB COPY



Crl.O.P.No.18104 of 2022

G.K.ILANTHIRAIYAN, J.
ata

Crl.O.P.No.18104 of 2022

03.08.2022