



Crl.O.P.No.21022 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 395 and 397 of IPC in Crime No.1589 of 2020 seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused robbed Rs.8 Lakhs belongs to the defacto complainant. 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 originally, the petitioner was arrested by the respondent police in Cr.No.75 of 2020 on 29.04.2021 and he was shown as accused in the present case and he was remanded to judicial custody and he was enlarged on bail by this Court vide order dated 04.06.2021 in Crl.OP.No.9849 of 2021. He would further submit that due to covid -19 pandemic situation, the petitioner has not able to execute the the personal bond before the prison authorities as directed by this Court.



Crl.O.P.No.21022 of 2022

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Therefore, now he apprehends arrest at the hands of the respondent police and prays to grant anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor would submit that this court already granted bail to the petitioner, but, he was not able to execute personal bond before the prison authorities as directed by this Court. 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 District Munsif-Cum-Judicial Magistrate, Vanur*** on condition that the petitioner shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the



Crl.O.P.No.21022 of 2022

petition for anticipatory bail shall stand dismissed and on further 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 respondent police daily at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation.

[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.21022 of 2022

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Vv

02.09.2022



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Crl.O.P.No.21022 of 2022

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Crl.O.P.No.21022 of 2022

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