



Crl.O.P.No.22527 of 2022

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A.D.JAGADISH CHANDIRA, J.

The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 323, 324 and 506(ii) of IPC in Crime No.244 of 2022, seek anticipatory bail.

2. The case of the prosecution is that on account of money dispute, the petitioners had abused the defacto complainant with filthy language and also assaulted him with iron rod and knife, resulting him in sustaining injuries. Hence, the case.

3.The learned counsel for the petitioners would submit that the petitioners are innocent persons and a false complaint has been foisted against them on account of financial dispute. He would submit that there is no previous case against the petitioners and the petitioners are ready to abide by any stringent condition imposed by this Court. Therefore, he prays for grant of bail to the petitioners.



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4. The learned Government Advocate (crl.side) would submit that due to money dispute, the petitioners had assaulted the defacto complainant with the iron rod and knife, resulting him in sustaining injuries. He would further submit that the injured has been discharged from the hospital and there is no previous case pending against them. However, he vehemently opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail 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, Arakonam** on condition that the petitioners shall execute separate bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties each for a like sum to



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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 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 stay at Villupuram and report before the Inspector of Police, Villupuram Town Police Station daily at 10.30 a.m and 5.30 p.m for a period of two weeks and thereafter report before the respondent Police daily at 10.30 a.m., until further orders;

[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



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

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