



Crl.O.P.No.25426 of 2022

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A.D. JAGADISH CHANDIRA, J.

The petitioner who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 341, 384 and 506(ii) of IPC in Crime No.261 of 2022, seeks anticipatory bail.

2. The case of the prosecution as per the defacto complainant is that he is running a petty shop and while he was closing the shop, the petitioner who is known to him along with 2 other persons have waylaid him and threatened him with a knife and also robbed Rs.500/- from him. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is 23 years old and he is an innocent person. He would further submit that the Respondent Police in order to curtail the activity of the petitioner, has filed a false complaint against the petitioner. He would further submit that the petitioner is ready and willing to abide any stringent condition as imposed by this Court and he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) would submit that



the petitioner along with his friends who are known to the defacto complainant had threatened the defacto complainant had robbed an amount of Rs.500 from the shop of the defacto complainant at knife point. He would further submit that that there is one previous case of similar in nature pending against the petitioner. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case and also of the fact that the petitioner is aged about 23 years, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions including the blood sureties to be executed by his parents.

6. Accordingly, the petitioner is 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 Metropolitan Magistrate Court No.XVIII, Saidapet, Chennai** on condition that the petitioner shall execute separate bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two blood sureties (one surety should be either mother or father of the petitioner) 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 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 twice daily at 10.30 a.m., and 5.30 p.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]**.

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

19.10.2022

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