



Crl.O.P.No.29742 of 2022

WEB COPY

Crl.O.P.No.29742 of 2022

G.K.ILANTHIRAIYAN, J.

The petitioner who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 454 and 380 of IPC in Crime No.101 of 2022 seeks anticipatory bail.

2. The case of the prosecution as per the defacto complainant /Executive Officer O/M Anaicut, Tamil Nadu Generation and Distribution Corporation Ltd, Anaicut is that the petitioner along with another had stolen iron rod weighing 60 kgs which belongs to the Tamilnadu Electricity Board Quarters, Anaicut. 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. Therefore, he prays to grant anticipatory bail to the petitioner. He would further submit that the petitioner is ready to deposit a sum of Rs.5,000/- (Rupees Five thousand

1/5



CrI.O.P.No.29742 of 2022

WEB COPY

only) to the credit of Crime No.101 of 2022. Therefore, he prays for grant of anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor would submit that the the petitioner along with another had stolen iron rod weighing 60 kgs which belongs to the Tamilnadu Electricity Board Quarters, Anaicut. Hence, he would vehemently oppose to grant anticipatory bail to the petitioner.

5 Taking into consideration the facts and the submissions made by the learned counsel, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is directed to deposit a sum of Rs.5,000./- (Rupees Five thousand only) to the credit of Crime No.101 of 2022, within a period of four weeks from the date on which the order copy made ready, and on such deposit the petitioner is ordered to be released on bail in the event of arrest or on her appearance,, before the



CrI.O.P.No.29742 of 2022

WEB COURT

learned Judicial Magistrate-V, Vellore 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 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 deposit a sum of Rs.5,000/- (Rupees Five thousand only) to the credit of Crime No.101 of 2022, before the concerned Magistrate, within a period of four weeks from the date on which the order copy made ready.

[c] the final order in respect of the said deposit shall be passed by the learned trial Judge at conclusion of trial.

[d] the petitioner shall appear before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation.

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



CrI.O.P.No.29742 of 2022

WEB COPY

[f] the petitioner shall not abscond either during investigation or trial.

[g] 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]**.

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

Vv

02.12.2022



WEB COPY



Crl.O.P.No.29742 of 2022

G.K.ILANTHIRAIYAN, J.

Vv

Crl.O.P.No.29742 of 2022

02.12.2022