



Crl.O.P.No.30480 of 2022

WEB COPY

Crl.O.P.No.30480 of 2022

T.V.THAMILSELVI, J.

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 147, 447, 342, 323, 324 & 365 of IPC in Crime No.182 of 2022, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to online trade there arose an enmity between the petitioners and the defacto complainant and thereafter the petitioners assaulted the defacto complainant with weapon and caused injuries. Hence the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. He further submitted that co-accused have already been released on bail. Hence, he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent submitted that the due to online trade there arose enmity between the petitioners and the defacto complainant and the petitioners assaulted the defacto complainant and caused injuries. Hence he opposed for grant of anticipatory bail to the petitioners.



Crl.O.P.No.30480 of 2022

WEB COPY

5. Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.Side), this Court is inclined to grant anticipatory bail to the petitioners with certain conditions. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Tiruchengode, on condition that the petitioners shall execute a separate 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 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 are directed to report before the respondent police on every Wednesday at 10.30 a.m. for a period of three months, thereafter 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



Crl.O.P.No.30480 of 2022

WEB COPY 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 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.

13.12.2022

dpq



WEB COPY



Crl.O.P.No.30480 of 2022

T.V.THAMILSELVI, J.

dpq

Crl.O.P.No.30480 of 2022

13.12.2022