



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12/01/2022

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD) . No.92 of 2022

Anish

... Petitioner/Accused No.1

Vs

State rep.by

The Sub Inspector of Police,
Eraniel Police Station,
Kanyakumari District.
(Crime No.754 of 2021).

... Respondent/Complainant

For Petitioner : M/s.Ramakrishna Dass N.S, Advocate.

For Respondent : M/s.S.Manikandan,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime No.754 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 447, 323 and 506(i) of IPC and r/w Section 4 of TN Women Harassment Act, in Crime No.754 of 2021, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that due to previous dispute, the petitioner trespassed into the defacto complainant's house and abused the defacto complainant in filthy language and also attacked him and caused injuries to him. Therefore, the present case came to be registered.

3.The learned counsel for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution. He would further submit that no previous case is pending against this petitioner.



4.The learned Government Advocate (Crl.Side) appearing for the respondent would submit that the injured has been discharged from the hospital and one previous case is pending against this petitioner

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5.Considering the facts and circumstances of the case and also the fact that the injured has been discharged from the hospital, this Court is inclined to grant bail to the petitioner, however, with stringent conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, before the learned Judicial Magistrate No.III, Nagercoil, and on his executing 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 learned Magistrate concerned; and the petitioner shall appear before the respondent police on every Saturday at 10.30 am until further orders. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

7.The petitioners shall appear before the concerned Magistrate within a period of fifteen days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

Sd/-

12/01/2022

/ TRUE COPY /

/ /2022

Sub-Assistant Registrar (C.S.IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

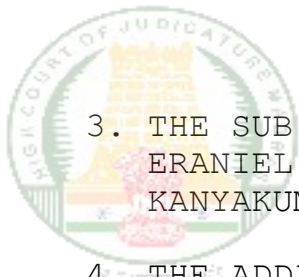
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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1. THE JUDICIAL MAGISTRATE NO.III
NAGERCOIL.

2. -DO- THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
RANIKUMARI DISTRICT AT NAGERCOIL.



3. THE SUB INSPECTOR OF POLICE,
ERANIEL POLICE STATION,
KANYAKUMARI DISTRICT.

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to M/S.RAMAKRISHNA DASS N.S Advocate SR.No.325

ORDER

IN

CRL OP (MD) No.92 of 2022

Date :12/01/2022

RD/JM/SAR III/14/02/2022/3P/6C