



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 06/05/2022

PRESENT

The Hon`ble Mr.Justice M.S.RAMESH

CRL OP(MD). No.5269 of 2022

Shanmugaiah

... Petitioner/Accused No.1

Vs

State Rep.by
The Inspector of Police,
Vembakottai Police Station,
Virudhunagar District - 626 130
(Crime No.77 of 2022).

... Respondent/Complainant

For Petitioner : M/s.Sivaraman.D.,
Advocate.

For Respondent : Mr.M.Muthumanikkam,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.77 of 2022 on the file of the respondent Police.

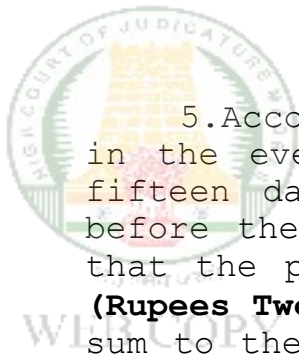
ORDER : The Court made the following order :-

The petitioner/accused No.1, apprehending arrest at the hands of the respondent police for the offences punishable under sections 286, 338 I.P.C r/w Section 9(B)(1)(a) of Explosives Act 1884 @ Section 304(ii) of I.P.C and Section 9(B)(1)(a) of Indian Explosives Act, 1884, in Crime No.77 of 2022, seeks anticipatory bail.

2.Heard both sides.

3.In connection with explosion, the petitioner has been implicated for the above said offence. It is stated that Accused No.2, who was the main person is directly responsible for the day today affairs of the factor has been granted on bail in Crl.OP(MD). No.5122 of 2022.

4.In view of the anticipatory bail granted to the second accused, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Sattur, on condition that the petitioner shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions 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 Aadhaar card or bank pass book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one month and thereafter, as and when required for interrogation.

[c] the petitioner shall not tamper with the 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]**.

sd/-

06/05/2022

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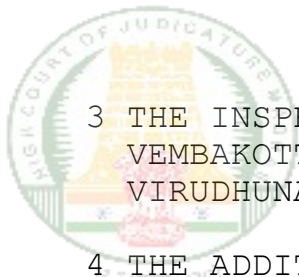
/ /2022

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

TO

1 THE JUDICIAL MAGISTRATE NO.II,
SATTUR.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.



3 THE INSPECTOR OF POLICE
VEMBAKOTTAI POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.D.SIVARAMAN, Advocate (SR-4434[I] dated 06/05/2022)

ORDER

IN

CRL OP(MD) No.5269 of 2022

Date :06/05/2022

RS/PN/SAR.2 (10.05.2022) 3P-6C