



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/05/2022

WEB COPY

PRESENT

The Hon`ble Mrs.Justice T.V.THAMILSELVI

CRL OP(MD). No.9106 of 2022

Antony Prince Kumar, ... Petitioner/ Accused No.1

Vs

THE STATE REP BY,
The Inspector of Police,
Asaripallam Police Station,
Kanniyakumari District.
(Crime No.31 of 2022)..

... Respondent/Complainant

For Petitioner : Mr.K.Vamanan , Advocate.

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No.31 of 2022 on the file of the Respondent Police.

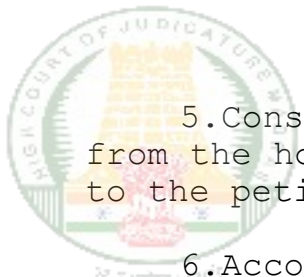
ORDER : The Court made the following order :-

The petitioner / First accused , apprehending arrest at the hands of the respondent police for the offences punishable under Sections 452, 294(b), 506(ii), 307 I.P.C., in Crime No.31 of 2022, on the file of the respondent police, seeks anticipatory bail.

2.Heard both sides.

3.The Additional Public Prosecutor submits that victim is discharged from the hospital and no previous case is pending against the petitioner. He would further submit that investigation is almost completed.

4. The learned counsel for the petitioner submits that the co-accused have already been arrested and released on bail.



5.Considering the fact that injured has already been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.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.I, Nagercoil, 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 two months.

[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/-

18/05/2022

/ TRUE COPY /

19/05/2022

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

cm

TO

1 THE JUDICIAL MAGISTRATE NO.I
NAGERCOIL

2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
KANNIYAKUMARI AT NAGERCOIL

<https://hcservices.ecourts.gov.in/hcservices/>



3 THE INSPECTOR OF POLICE
ASARIPALLAM POLICE STATION,
KANNIYAKUMARI DISTRICT.

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

ORDER

IN

CRL OP(MD) No.9106 of 2022

Date :18/05/2022

PKP/JM/SAR-2/19.05.2022/3P/5C