



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 01/06/2022

PRESENT

The Hon`ble Mrs.Justice R.THARANI

CRL OP(MD) . No.9696 of 2022

1. Periyakaruppan
2. Ramachandran
3. Manikandan

... Petitioners/Accused
No.1,2 & 4

Vs

State rep.by
The Inspector of Police,
Ammapatti Police Station,
Virudhunagar District.
(Crime.No.16/2022).

... Respondent/Complainant

For Petitioners : M/s.Lakshmi Shankar H,

For Respondent : Mr.P.Kottai Chamy,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory bail in Crime No.16/2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 286 and 304(2) of I.P.C, and Section 9(B)(1)(a) of the Indian Explosives Act, 1884, in Crime No. 16/2022 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that on 04.05.2022 at about 08.00 am. one Solai Vignesh went to the office of the petitioners. The petitioners did not maintained any safety equipments and fire powder was kept inside the room, due to the negligence act of the petitioners, a fire accident had happened. Hence the complaint.



3.The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case.

4.The learned Government Advocate (Crl. Side) for the respondent police submitted that due to lack of safety measures, one of the worker died in the fire accident.

5.Considering the overt act attributed against the petitioners and also considering the fact that there was no previous antecedents against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners.

6.Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate No.II, Sathur, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioners shall appear before the respondent police daily at 10.30 a.m., until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7.The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date, on which the order copy is made ready, failing which, the petition for anticipatory bail stands dismissed.

Sd/-
01/06/2022

/ TRUE COPY /

/ /2022
Sub-Assistant Registrar (C.S.IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR/RM

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.II,
SATHUR.

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

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

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

+1. CC to M/S.LAKSHMI SHANKAR H Advocate SR.No.5137

ORDER

IN

CRL OP(MD) No.9696 of 2022

Date :01/06/2022

SP/JM/SAR IV/06/06/2022/3P/6C