



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.9732 of 2022

1.Sanmuganathan
2.Sankarammal @ Senthurammal ... Petitioners/Accused Nos.1 & 2
Vs

The State represented by
The Inspector of Police,
Kuruvikulam Police Station,
Tenkasi.
(Cr.No.75 of 2022)

... Respondent/Complainant

For Petitioner : Mr.M.Maharaja,
Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No.75 of 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
294(b), 448, 323 & 380 of IPC in Cr.No.75 of 2022, on the file of
the respondent police, seek anticipatory bail.

2.The case of the prosecution is that due to the civil dispute
between the parties, the petitioners entered into the defacto
complainant's house and stolen a sum of Rs.5,00,000/- and also
damaged the house hold articles. 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), appearing for the
respondent police submitted that in this case the said amount is not
yet recovered and it is a case in counter.

5.Considering the nature of offence and that there is no
specific overt act attributed against the petitioners, this Court is
inclined to grant anticipatory bail to the petitioner.



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 Sankarankoil, 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., for a period of one month and thereafter, as and when required. 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.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

vsd

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,
SANKARANKOIL.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI.
- 3 THE INSPECTOR OF POLICE
KURUVIKULAM POLICE STATION, TENKASI.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.9732 of 2022
Date : 01/06/2022

SS/PN/SAR:IV/02.06.2022 : 2P/5C

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