



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

Date : 25/07/2022

PRESENT

WEB COPY

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.12099 of 2022

1. Muthulakshmi @ Chinnay
2. Anand @ Anandha Raj
3. Sekar @ Rajasekar

... 2nd & 3rd Petitioners /
Accused Rank Not Known

Vs

The State Rep. By,
The Inspector of Police,
Paramakudi Taluk Police Station,
Ramanathapuram District.
Crime.No.138 of 2022.

... Respondent/Complainant

For Petitioners : M/s.Jeyakarthik.M.S, Advocate

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. 138 of 2022 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners/Accused, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323, 379 (NH) I.P.C and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002, in Crime No.138 of 2022 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that there was money dispute between the parties, in which, on 23.06.2022 at about 19hours, the accused persons assaulted, abused the defacto complainant and his mother and caused injuries and also they took the gold chain and mobile phone. Hence, the complaint. During the course of investigation, the respondent Police has filed an alteration report by deleting section 379 IPC in this case.



3. The learned counsel for the petitioners submitted that it is a case in counter, based upon the complaint given by the petitioners, a counter case was registered in Crime No.139 of 2022 against the defacto complainant party and that injured was discharged from the hospital. Hence, prays to release them on anticipatory bail.

4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that based upon the complaint given by the petitioners, case in counter was registered in Cr.No.139 of 2022 against the defacto complainant party and in both the cases injured were discharged from the hospital. There is no previous cases pending against the petitioners.

5. Considering the money dispute between the parties, that in both the cases injured were discharged from the hospital, that the petitioners are not having any previous case at their credit and it is a case in counter, 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, Paramakudi, 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 made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
25/07/2022

/ TRUE COPY /

/08/2022

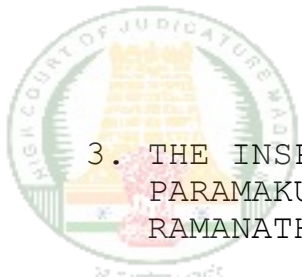
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE,
PARAMAKUDI.

2. DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
PARAMAKUDI.

<https://www.mhcrimniraparadise.com>



3. THE INSPECTOR OF POLICE,
PARAMAKUDI TALUK POLICE STATION,
RAMANATHAPURAM DISTRICT.

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

+1 CC to M/s.M.S.JEYAKARTHIK, Advocate (SR-7656[I] dated
26/07/2022)

ORDER

IN

CRL OP(MD) No.12099 of 2022

Date :25/07/2022

pnm

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