



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 04/08/2022

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN
CRL OP(MD). No.14064 of 2022

WEB COPY

1. Vinoth
2. Vignesh

... Petitioners/A1 & A2

Vs

State Rep.by
The Inspector of Police,
Viralimalai Police Station,
Pudukkottai District.
Crime No.270 of 2022.

... Respondent/Complainant

For Petitioners : M/s.Lourdu Raj.A, Advocate
For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.270 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, 506(i), in Crime No.270 of 2022 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that on 25.07.2022 at about 09.30PM, the husband of the defacto complainant went to purchase tea for her, at that time, due to trouble with regard to worship in temple, the accused persons parties indulged in assaulting the him. Both were assaulted each other and sustained injuries. Based on the complaint of the defacto complainant, this case has been registered.

3.The learned counsel for the petitioners submitted that it is a case in counter, based upon the complaint given by the first accused, a counter case was registered in Crime No.271 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

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petitioners, case in counter was registered in Cr.No.271 against the defacto complainant party and in both cases injured were discharged from the hospital and there is no previous cases pending against the petitioners.

5.Considering the petty 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 District Munsif cum Judicial Magistrate, Illuppur, 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/-

04/08/2022

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

TO

1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, ILLUPPUR.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, PUDUKKOTTAI DISTRICT.

3 THE INSPECTOR OF POLICE, VIRALIMALAI POLICE STATION,
PUDUKKOTTAI DISTRICT.

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

+1 CC to M/s.A.LOURDU RAJA, Advocate (SR-8179[I] dated 05/08/2022)

ORDER IN

CRL OP(MD) No.14064 of 2022

Date :04/08/2022

PNM

RS/SVR/SAR.1 (12.08.2022) 2P-6C

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