



WEB COPY



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/09/2022

PRESENT

The Hon`ble Mr.Justice G.ILANGOVAN

CRL OP(MD) . No.16302 of 2022

1. Chinnadurai
2. Iruthayapandian
3. Rajendran

... Petitioners/Accused 1,2 & 4

Vs

State rep.by
The Inspector of Police,
Ayyapuram Police Station,
Tenkasi District
(Crime No.58 of 2022).

... Respondent/Complainant

For Petitioners : Mr.Thalaimutharasu G, Advocate.

For Respondent : Mr.M.Vaikkam Karunanithi,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.58 of 2022 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners are facing charges under Sections 147, 148, 294 (b), 323 and 506(2) IPC and Section 4 of Tamil nadu Prohibition of Harassment of Women Act, 2002, in Crime No.58 of 2022 on the file of the respondent police.

2.The case of the prosecution, as per the defacto complainant's version, is that there was enmity between himself and the accused persons over the picking of the school children in van. In view of the aforesaid previous enmity, on 01.09.2022 at about 06.15 pm., when he was standing in front of his house, the accused persons came



there, picked up quarrel, caused assault with stick, criminally intimidated and also abused him in filthy language. Over the aforesaid occurrence, the case was registered and he was taken to the hospital.

3. The learned Government Advocate (Crl.side) for the respondent would submit that the injured has been discharged from the hospital and over the picking of the children in the vehicle, the dispute has arisen between the parties.

4. Considering the facts and circumstances of the case that the injured has been discharged from the hospital and no previous bad antecedent is reported against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners.

5. 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, Sankarankovil, 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 am., until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

6. 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 shall stand dismissed.

Sd/-
09/09/2022

/ TRUE COPY /

/09/2022
Sub-Assistant Registrar (C.S.I)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MM

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

+1. CC to M/S. THALAIMUTHARASU G Advocate SR.No.9892

ORDER
IN
CRL OP (MD) No.16302 of 2022
Date :09/09/2022

SP/SVR/SAR I/15/09/2022/3P/6C