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CRL OP(MD). N



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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22/09/2022

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.16947 of 2022

Ranjith @ Navin Ranjithkumar, ... Petitioner/Accused

Vs

The Inspector of Police,
Thattarmadam Polcie Station,
Thoothukudi District.
Crime No.204 of 2022.

... Respondent/Complainant

For Petitioner : M/s.Pon Karthikeyan R,
Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No.204 of 2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A3, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 294(b), 324 and 506(ii) IPC, in Cr.No.204 of 2022, seeks anticipatory bail.

2.The case of the prosecution is that due to previous enmity between the parties, on 04.07.2022 at about 02.30 p.m., all the accused persons came by a car bearing Registration No.TN-11-AQ-6106 to the de-facto complainant farm and brutally attacked the de-facto complainant with stick and caused injury on his nose and left eye. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution. He would further submit that A5 was released on bail by the Sessions Court and A4 was already

<https://www.mca.gov.in/jre>



granted anticipatory bail by this Court in Crl.O.P.(MD)No. of 2022, dated 27.07.2022.

4.The learned Government Advocate(Crl.Side) would submit that the injured was discharged from the hospital and the petitioner is having one previous case.

5.Considering the facts and circumstances of the case and also considering the fact that the co-accused were already released on bail and anticipatory bail, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Sathankulam, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:

(a)the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b)the petitioner shall report before the respondent police daily at 10.30 am until further orders.

(c)the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d)the petitioner shall not abscond either during investigation or trial;

(e)on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]**; and;

(f)if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
22/09/2022

/ TRUE COPY /

/10/2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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, Sathankulam.
2. Do-Through The Chief Judicial Magistrate,
Tuticorin District.
3. The Inspector of Police,
Thattarmadam Police Station,
Thoothukudi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.M/S.PON KARTHIKEYAN R, Advocate (SR-10398[I] dated 22/09/2022)

ORDER
IN
CRL OP(MD) No.16947 of 2022
Date : 22/09/2022

TR/GB/SAR-II(30.09.2022) 3P 6C