



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 06/10/2022

PRESENT

The Hon`ble Mrs.Justice T.V.THAMILSELVI
CRL OP(MD). No.17668 of 2022

WEB COPY

1. V.Muthu
2. M.Vinothkumar@ Vinoth
3. V.Subramanian
4. S.Palani Velrajan ... Petitioners/Accused No.1,2,3&5

Vs

The State rep.by,
The Inspector of Police,
Panavadalichatram Police Station,
Tenkasi District.
(Cr No.144/2022).

... Respondent/Complainant

For Petitioner : M/S.R.Anand, Advocate
for M/s.Senthil Kumaraiah J, Advocate.

For Respondent : Mr.K. Sanjai Gandhi,
Government Advocate (Cr1.Side)

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

PRAYER :-

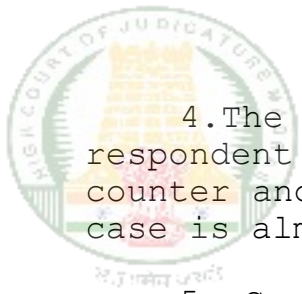
For Anticipatory Bail in Cr No.144/2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 147, 294(b), 447, 324, 379 and 506(i) IPC in Crime No.144 of 2022, seek anticipatory bail.

2.The case of the prosecution is that due to previous motive, the petitioners trespassed into the company of the defacto complainant and attacked him and also caused injuries. Hence, the complaint.

3.The learned counsel for the petitioners submitted that it is a case of case and counter case and the the petitioners are innocent persons and they have been falsely implicated in this case.



4.The learned Government Advocate (Crl.side) appearing for the respondent police submitted that that it is a case of case and counter and no one has sustained injury and the investigation of the case is almost completed.

5. Considering the facts and circumstances of the case and also considering the fact that no one has sustained injury, 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, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Sankarankoil on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:

[a]the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b] the petitioners shall report before the respondent police twice a week i.e., on Monday and Saturday at 10.30 am for a period of six weeks and thereafter, as and when required for interrogation.

[c]the petitioners shall not tamper with the evidence or witness either during investigation or trial.

[d]the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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]**.

sd/-

06/10/2022

/ TRUE COPY /

/10/2022

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



TO

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

+1 CC to M/s.J.SENTHIL KUMARAI AH, Advocate (SR-11159[I] dated
10/10/2022)

ORDER
IN
CRL OP(MD) No.17668 of 2022
Date :06/10/2022

RK/GB/SAR- (10/10/2022) 3P/6C