



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.17825 of 2022

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Bharathi ... Petitioner/Accused No.1
Vs

The State Rep.by
The Inspector of Police,
Alanganallur Police Station,
Madurai District.
Crime No.237 of 2022.

... Respondent/Complainant

For Petitioner : Mr.Vikram S,
Advocate.

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

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

PRAYER :-

For Anticipatory bail in Crime No.237 of 2022 on the file of
the Respondent Police

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the
respondent police for the alleged offence punishable under Sections
147, 148, 294(b), 336, 342, 324 and 506 (ii) of IPC, in Crime No.237
of 2022, seeks anticipatory bail.

2.The case of the prosecution is that when the defacto
complainant was returning to his house after grazing the goats on
08.09.2022 at about 11.00 pm, the petitioner and other accused
abused him and when the same is quashed by the defacto complainant,
the accused abused him in filthy language. Thereafter, at about
11.45 pm., the accused gathered in front of the defacto
complainant's house and abused him and assaulted him. Hence, the
complaint.

3.The learned counsel for the petitioner submitted that the
petitioner is an innocent person and he has been falsely implicated
in this case, due to previous enmity.

4.The learned Government Advocate (Crl.side) appearing for the
respondent police submitted that investigation is almost completed



and it a case and counter case.

5. Considering the facts and circumstances of the case and the nature of allegation levelled against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner.

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6. Accordingly, this criminal original petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Vadipatti, Madurai District, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) with two sureties each for a like sum 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 Aadhaar card or bank pass book to ensure their identity.

[b] the petitioner shall report before the respondent police on every Wednesday at 10.30 a.m., for a period of six weeks and thereafter as and when required for interrogation.

[c] the petitioner shall not tamper with the 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]**.

sd/-

06/10/2022

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/10/2022

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

IAS



TO

1. The Judicial Magistrate,
Vadipatti,
Madurai District.

2. -do-Through The Chief Judicial Magistrate,
Madurai District.

3. The Inspector of Police,
Alanganallur Police Station,
Madurai District.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.S.VIKRAM, Advocate (SR-11133[I] dated 10/10/2022)

ORDER

IN

CRL OP(MD) No.17825 of 2022

Date :06/10/2022

RD/SVR(11/10/2022) 3P 6C