



Crl.O.P.No.227 of 2023

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T.V.THAMILSELVI, J.

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 341, 294(b), 323, 324, 354 and 506(ii) of IPC in Crime No.794 of 2022, seek anticipatory bail.

2. The case of the prosecution is that on account of enmity with regard to keeping of cat in the house, the petitioners picked up a quarrel with the defacto complainant, during the quarrel, the petitioners abused the defacto complainant in a filthy language and also assaulted her with hands. Hence the complaint.

3.The learned counsel for the petitioners would submit that the petitioners and the defacto complainant are neighbours and due to previous enmity, they have been falsely implicated in this case. He would further submit that they have nothing to do with the alleged offence. Hence, he prays for grant of anticipatory bail to the petitioners.



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4. The learned Government Advocate (crl.side) for the respondent Police appearing for the respondent would submit that dispute with regard to keeping of cat in the house, the petitioners picked up a quarrel with the defacto complainant, during the quarrel, the petitioners abused her in a filthy language and also assaulted her with hands. He would further submit that the investigation has been completed. However, he opposed for grant of anticipatory bail to the petitioners.

5. Taking note of the facts and circumstances and also of the submissions made by the learned counsel and also of the fact that the investigation has been completed, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, 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 on which the order copy made ready, before the **learned Metropolitan Magistrate No.XV, George Town, Chennai**, on condition that each of the petitioners shall execute separate bond for a



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sum of **Rs.10,000/- (Rupees Ten Thousand only)** each with two **sureties** each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition 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 Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioners shall report before the respondent police as and when required for interrogation.

[c] the petitioners shall not tamper with 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***



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of Kerala [(2005) AIR SCW 5560]; and;

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

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