



Crl.O.P.No.819 of 2023

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T.V.THAMILSELVI, J.

The petitioner who apprehends arrest at the hands of the respondent police for the offence punishable under Sections 294(b), 186, 353 and 506(ii) of IPC in Crime No.275 of 2022, seeks anticipatory bail.

2. The case of the prosecution is that while providing security during the cremation of deceased Kalikanan, the petitioner along with other accused persons abused the police officers and prevented them from discharging their duty. Hence the complaint.

3. Learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He would further submit that the co-accused has already been released on bail. He would furthermore submitted that, he is ready to abide by any stringent condition that may be imposed by this Court and hence, he prays for grant of anticipatory bail to the petitioner.



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4. Learned Government Advocate (Crl.side) appearing for the respondent would submit that the petitioner along with other accused persons abused the public servants while discharging their duty. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case and also that the co-accused persons have already been released on 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 on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Judicial Magistrate I Court, Tirupattur, Tirupattur District** 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 the police officer, who intends to



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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 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 Jurisdictional Magistrate I Court, Tirupattur, Tirupattur District 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 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



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down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**;

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skt

[f] If the accused thereafter absconds, a fresh
FIR can be registered under Section 229A IPC;

12.01.2023

skt

To:

1. The Judicial Magistrate I Court,
Tirupattur, Tirupattur District.
2. The Public Prosecutor,
High Court of Madras.



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