



Crl.O.P.No.3922 of 2023

Crl.O.P.No.3922 of 2023

WEB COPY

**T.V.THAMILSELVI,J.**

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 25(i)(a) of Arms Act, 1959, in Crime No.26 of 2023, seeks anticipatory bail.

2.The case of the prosecution is that, on 07.02.2023, upon secret information, the respondent police went to the place of petitioner for inspection, where, they have found that the petitioner said to have hidden two single shot rifles in his house. Hence, the case.

3.The 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 petitioner is ready to abide by any stringent conditions that may be imposed by this Court and hence, he prays for grant of anticipatory bail to the petitioner.



Crl.O.P.No.3922 of 2023

WEB COPY

4.The learned Government Advocate (Crl.Side) would submit that, on 07.02.2023, upon secret information, the respondent police found that the petitioner said to have hidden two single shot rifles in his house. He would further submit that the weapons have been secured by the respondent police. However, he opposed for grant of anticipatory bail to the petitioner.

5.Taking into consideration the facts and circumstances of the case and also considering the submissions made by the learned Government Advocate (Crl.Side), 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 **District Munsif-cum-Judicial Magistrate Court, Yercaud**, on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten**



Crl.O.P.No.3922 of 2023

WEB COPY

**Thousand only)** 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 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 on every Saturday at 10.30 a.m. for a period of six weeks;**

[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;



WEB COPY



Crl.O.P.No.3922 of 2023

**T.V.THAMILSELVI,J.**

sp

[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]**;

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

**27.02.2023**

sp

**Crl.O.P.No.3922 of 2023**