



WEB COPY



Crl.O.P.No.4271 of 2023

Crl.O.P.No.4271 of 2023

T.V.THAMILSELVI, J.

The petitioners who apprehend arrest for the alleged offence punishable under Sections 294(b), 324 and 506(ii) of IPC in Crime No.19 of 2023, seeks anticipatory bail.

2. The case of the prosecution is that on 14.02.2023 the petitioner came to the defacto complainant's house and abused her in filthy language, had wordy quarrel with her and thereafter attached the mother of defacto complainant using grinder stone due to which she sustained injury. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution. However, on instructions, he further submits that the petitioner, without prejudice to his right, is ready to abide any condition imposed by this Honourable court. He further submits that the petitioner



Crl.O.P.No.4271 of 2023

was also attacked by the defacto complainant due to which he sustained injury and admitted in hospital. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that on 14.02.2023 the petitioner came to the defacto complainant's house and abused her in filthy language, had wordy quarrel with her and thereafter attacked the mother of defacto complainant using grinder stone due to which she sustained injury. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and the investigation is almost completed, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the **learned Judicial Magistrate Court No.II, Alandur**, on condition that the petitioner shall



Crl.O.P.No.4271 of 2023

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 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 is directed to appear before the respondent police on every Saturday at 10.30 a.m., for a period of eight 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.

[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



WEB COPY



Crl.O.P.No.4271 of 2023

T.V.THAMILSELVI, J.

jai

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]**

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

01.03.2023

jai

Crl.O.P.No.4271 of 2023

01.03.2023