



Crl.O.P.No.6122 of 2023

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A.D.JAGADISH CHANDIRA, J.

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 324 of IPC and Section 4 of TNPHW Act, 2002 in Crime No.60 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 05.03.2023, at about 4.55 p.m, due to land dispute, the petitioners alleged to abused the defacto complainant in filthy language, assaulted him with hands and wood and also threatened her with dire consequences. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and due to land dispute, they have been falsely implicated in this case. He would further submit that it is a case and case in counter and on the complaint given by the petitioner, a counter case has been registered against the opposite party. He further submit that the defacto complainant is a politically influential person, the respondent police has neither registered a case nor filed the CSR. Hence, he prays for grant of anticipatory



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bail to the petitioners.

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4. The learned Government Advocate (Criminal Side) would submit that due to land dispute, the petitioners abused the defacto complainant in filthy language, assaulted him with hands and wood and also threatened her with dire consequences. He further submit that the injured has been discharged from the hospital. Hence, he vehemently opposed to grant anticipatory bail to the petitioners.

5. Heard the learned counsel on either sides and perused the entire materials available on record.

6. Taking into consideration the above facts and circumstances of the case and the submissions made by the learned counsel on either side, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. 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 Judicial Magistrate Court No.I, Mettur, on condition that the petitioners shall execute a



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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 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 petitioner shall report before the respondent police everyday at 10.30 a.m, until further orders;

[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



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Magistrate/TrialCourt 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;

21.03.2023

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