



Crl.O.P.No.8968 of 2023

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A.D.JAGADISH CHANDIRA, J.

The petitioner who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 324 & 506(ii) of IPC in Crime No.50 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner in an inebriated condition picked up a quarrel with the defacto complainant, abused him in filthy language and also assaulted him. Due to which, he sustained injuries. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and due to previous enmity, a false complaint has been given against him. He would submit that there is no previous case pending against him. Hence, he prays for grant of anticipatory bail to the petitioner.



Crl.O.P.No.8968 of 2023

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4. The learned Government Advocate (Crl.side) appearing for the respondent would submit the petitioner in a drunken mood had picked up a quarrel with the defacto complainant, abused him in filthy language and also assaulted him, resulting in him sustaining injuries. He would further submit that the injured has been discharged from the hospital. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Heard the learned counsel. Taking into consideration the facts and circumstances of the case, 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 No.II, Ponneri**, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five



Crl.O.P.No.8968 of 2023

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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 stay at Villupuram and report before the Villupuram Town Police Station everyday at 10.30 a.m., until further orders.

[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 down by the Hon'ble Supreme Court in **P.K.Shaji vs. State**



Crl.O.P.No.8968 of 2023

of Kerala [(2005)AIR SCW 5560].

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A.D.JAGADISH CHANDIRA, J.

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

28.04.2023

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Crl.O.P.No.8968 of 2023