



WEB COPY



CRL.O.P.NO.10803 OF 2023

CRL.O.P.NO.10803 OF 2023

K.GOVINDARAJAN THILAKAVADI, J.

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 323 and 506(i) IPC, in Crime No.319 of 2023 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that on the date of occurrence there was a wordy quarrel between the petitioners and the defacto complainant and the petitioners assaulted the defacto complainant with their hands. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners are innocent persons and they have been falsely implicated in this case. He would further submit that the petitioners are ready and willing to abide by any stringent condition imposed by this Court. Hence, he prays for grant of anticipatory bail to the petitioners.



CRL.O.P.NO.10803 OF 2023

WEB COPY

4.The learned Additional Public Prosecutor would submit that during the wordy quarrel, the petitioners along with other accused had assaulted the de facto complainant with their hands, 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 petitioners.

5.Heard both sides and perused the materials available on record.

6.Taking into consideration the facts and circumstances of the case and also the submission of both sides, 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, Ponneri**, on condition that the



CRL.O.P.NO.10803 OF 2023

WEB COPY

petitioners shall execute a separate 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 petitioners shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter, as when required for interrogation;

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial;



CRL.O.P.NO.10803 OF 2023

[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 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 petitioners/accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC;

10.05.2023

TK/MSR



WEB COPY



CRL.O.P.NO.10803 OF 2023



WEB COPY



CRL.O.P.NO.10803 OF 2023

K.GOVINDARAJAN THILAKAVADI, J.

TK/MSR

CRL.O.P.NO.10803 OF 2023

10.05.2023