



Crl.O.P.No.13688 of 2023

Crl.O.P.No.13688 of 2023

A.D.JAGADISH CHANDIRA,J.

The petitioner, who apprehends arrest at the hands of the respondent Police for the alleged offence punishable under Section 379 IPC in Crime No.174 of 2023, seeks anticipatory bail.

2. The case of the prosecution as per the defacto complainant/Kumaravel who is working as a junior engineer in TNEB, is that on 17.04.2023, electrical wires worth about Rs.1,98,000/- were found missing. Hence the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution and that he has been falsely implicated in this case. He further submit that co-accused has been granted anticipatory bail by this Court in Crl.O.P.No.13326 of 2023 vide order dated 20.06.2023. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent submitted that the petitioner along with other accused



Crl.O.P.No.13688 of 2023

committed theft of electricity line. Hence, he opposed for grant of anticipatory bail to the petitioner.

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

6. Taking into consideration the facts and circumstances of the case and that co-accused has been granted anticipatory bail, this Court is inclined to grant anticipatory bail to the petitioner with certain condition.

7. 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.I, Thiruvallur District on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten thousand only), with two sureties 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



Crl.O.P.No.13688 of 2023

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/trial Court 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 Station everyday at 6.30 pm 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] 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

A.D.JAGADISH CHANDIRA,J.

Anu



Crl.O.P.No.13688 of 2023

WEB COPY

petitioners released on bail by the learned Magistrate/Trial Court, as laid down by the Hon'ble Supreme Court in ***P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]***; and;

[f] if the petitioner herein thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

8. Accordingly, the Criminal Original Petitions are ordered.

21.06.2023

Anu

Crl.O.P.No.13688 of 2023