



Crl.O.P.No.14452 of 2023

**Crl.O.P.No.14452 of 2023**

**G.CHANDRASEKHARAN. J.**

The petitioners who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 294 (b), 323, 324 & 506(2) IPC, in Crime No.198 of 2023, on the file of the respondent police, seek anticipatory bail.

2. It is the submission of the learned counsel for the petitioners that petitioners are accused in Crime No.198 of 2023, registered for the alleged offences under Sections 294 (b), 323, 324 & 506(2) IPC. Petitioners were no way involved in the offences alleged and they have been falsely implicated in this case. Hence this petition.

3.In response, the learned Government Advocate (Crl.side) submitted that petitioners went to the Bar of the defacto complainant for consuming alcohol and they picked up quarrel with the supplier. First accused hit him with a broken beer bottle. When defacto complainant intervened, accused made criminal intimidation and escaped. He further submitted that the injured had been discharged from the hospital.



CrI.O.P.No.14452 of 2023

WEB COPY

4.Considering the nature of the offences and the fact that the injured got discharged from the hospital, this Court is of the view that custodial interrogation of the petitioners is not necessary and therefore, this Court is inclined to grant anticipatory bail to the petitioners and the petitioners are ordered to be released on bail in the event of their 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 No.I, Pollachi**, on condition that petitioners shall execute separate 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 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.



CrI.O.P.No.14452 of 2023

**[b] the petitioners 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 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 of Kerala [(2005)AIR SCW 5560].

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

**05.07.2023**

sli



WEB COPY



Crl.O.P.No.14452 of 2023

**G.CHANDRASEKHARAN. J.**

sli

Crl.O.P.No.14452 of 2023

05.07.2023