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Crl.O.P.No.14509 of 2023

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G.CHANDRASEKHARAN. J.

The petitioners who apprehend arrest at the hands of the respondent police for the alleged offences under **Sections 294(b), 153, 211, 505 (1)(b) & 505 (1)(c) of IPC** in Crime No.737 of 2022 on the file of the respondent police, seek anticipatory bail.

2. Learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case. Therefore, he prays for granting anticipatory bail to the petitioners.

3. However, learned Government Advocate (Crl.Side) submitted that the 1st petitioner had made a false representation in social media alleging that he was beaten by Kanchipuram Ulagalandhar temple officials and the DMK party men for the reason that he had interfered with the Kanchipuram Ulagalandhar Temple affairs. But the reality is that, petitioners and one Natarajan, Sugumar, Yuvaraj, Pandurangan and Purushothaman had involved in a fight in connection with a parking issue. However, petitioners falsely projected that they were attacked in connection with a temple issue, thus this case came to be registered. He



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would further submit that investigation in this case is not completed.

4. Considering the nature of the allegations and fact that the First Information Report was registered on 15.11.2022, this Court is of the view that custodial interrogation of the petitioners is not necessary in this case.

5. Accordingly, 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, No.1, Kancheepuram**, on condition that the 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.



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

17.07.2023

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