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Crl.O.P.No.14798 of 2023

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G.CHANDRASEKHARAN. J.

The petitioner who apprehends arrest at the hands of the respondent police for the alleged offence under Section 294 (b), 324 and 506 (ii) I.P.C. in Crime No.130 of 2023 on the file of the respondent police, seeks anticipatory bail.

2.It is the submission of learned counsel for the petitioner that petitioner is known to one Vetriselvi, who was working with BBK Leather Company. The defacto-complainant is working as driver in this company. The defacto-complainant was teasing Vetriselvi and that was informed to the petitioner. On the basis of the allegations that petitioner had beaten the defacto-complainant, First Information Report in Cr.No.130 of 2023 has been registered for the offences under Sections 294 (b), 324 and 506 (ii) I.P.C. Apprehending arrest, this petition is filed seeking anticipatory bail.

3.In response, the learned Government Advocate (Criminal side)



CrI.O.P.No.14798 of 2023

submitted that petitioner had beaten the defacto-complainant with iron rod on his face for the reason that defacto-complainant had teased Vetriselvi. He further submitted that the injured was discharged from the hospital.

4.Considered the submissions and perused the records.

5.In the facts and circumstances of the case and the fact that the injured has been discharged from hospital, this Court is of the view that custodial interrogation of the petitioner is not necessary and this Court is inclined to grant anticipatory bail to the petitioner. Thus, 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, Arakkonam**, on condition that the petitioner shall execute a 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



Crl.O.P.No.14798 of 2023

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 report before the respondent police 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



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Crl.O.P.No.14798 of 2023

in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

G.CHANDRASEKHARAN. J.

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

04.07.2023

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Crl.O.P.No.14798 of 2023