



Crl.O.P.No.22776 of 2023

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C.V.KARTHIKEYAN, J.

The petitioner seeks anticipatory bail in Crime No.230 of 2023 registered by the respondent Police for the offence under Section 283 of IPC r/w Section 3(1) of TNPPDL Act.

2.It is stated that the petitioner/A3 along with A1 and A2 had cut down a Tamarind tree at Maniyampadi Panchayat and another tamarind tree at Singirihalli Panchayat.

3.It is stated by the learned counsel for the petitioner that A1 and A2 have been arrested and later, released on bail.

4.The learned Government Advocate submitted that the value of the damaged trees are Rs.20,000/-.

5. Taking into consideration all these facts, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner shall make a non refundable deposit of **Rs.5,000/- (Rupees Five Thousand only) to the credit of "The Dean/Medical Officer, Government Medical College and Hospital, Dharmapuri District,"** without prejudice to his rights and contentions before the trial Court, on such deposit and production of proof, the petitioner



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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, Harur, 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 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, daily 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



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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 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;

05.10.2023

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