



Crl.O.P.No.23423 of 2023

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C.V.KARTHIKEYAN, J.

The petitioner herein seeks anticipatory bail in Crime No.220 of 2023 registered by the respondent Police for the offence under Sections 147, 148, 294(b) & 506(ii) of IPC & Section 3 of TN Public Property (Prevention of Damage and Loss) Act, 1992.

2. The learned counsel for the petitioner stated that, he has been falsely implicated in this case. Apprehending arrest from the respondent police, he seeks bail to the petitioner.

3. It is stated by the learned Government Advocate (Criminal side) that all the accused owing to previous enmity had damaged the front windshield and tyre of the lorry of the Defacto Complainant. Most of the accused had been granted bail and some of them had been granted Anticipatory Bail. However, he prays for dismissal of this petition.



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4. Taking into consideration the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5. 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 XVI Metropolitan Magistrate, George Town**, 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 may deposit a sum of



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**Rs.5000/- to the credit of the Crime No.220 of 2023.
On such deposit, the learned Magistrate may hand
over the same to the defacto complainant.**

**[c] the petitioner shall report before the
respondent Police, daily at 10.30 a.m. until further
orders;**

[d] the petitioners shall not tamper with evidence
or witness either during investigation or trial;

[e] the petitioner shall not abscond either during
investigation or trial;

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



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spp/gd

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

12.10.2023

spp/gd

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