



Crl.O.P.No.26167 of 2023

Crl.O.P.No.26167 of 2023

WEB COPY

C.V.KARTHIKEYAN, J.

The petitioners herein seek anticipatory bail in Crime No.350 of 2023 registered by the respondent Police for the offences under Sections 294(b), 323, 427, 506(1) IPC.

2.The learned counsel for the petitioners stated that they have been falsely implicated as an accused in this case. Apprehending arrest from the respondent police, he seeks bail to the petitioners.

3.It is stated that the defacto complainant is a practicing advocate. It is stated that his client had borrowed money from Canara Bank and had been under obligation to repay the amount. The petitioners herein who are officers of bank had gone to the house of the borrower and called upon him to settle the amount. At that time, the defacto complainant had also come there and naturally a quarrel arose between them which escalated into violence.



Crl.O.P.No.26167 of 2023

4.By taking the fact that petitioners had actually gone there to claim the money which had been borrowed by the client of the defacto complainant, I am inclined to grant anticipatory bail to the petitioners with certain conditions.

5.Accordingly, the 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-I, Dharmapuri**, on condition that the petitioners shall execute a 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.

[b] the petitioners shall report before the respondent Police, daily at 10.00 a.m., for a period of two weeks and thereafter as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness



WEB COPY



Crl.O.P.No.26167 of 2023

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;

17.11.2023

gd

C.V.KARTHIKEYAN, J.



WEB COPY



Crl.O.P.No.26167 of 2023

gd

Crl.O.P.No.26167 of 2023

17.11.2023