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Crl.O.P.No.25327 of 2023

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C.V.KARTHIKEYAN, J.

The petitioners herein seek anticipatory bail in Crime No.477 of 2023 registered by the respondent Police for the offences under Sections 147, 148, 294(b), 324, 307 and 506(ii) IPC.

2.The learned counsel for the petitioners submitted that the petitioners are innocents and they have been falsely implicated in this case. Thus, he seeks grant of anticipatory bail to the petitioners.

3. It is stated that in a funeral, a quarrel had taken place and it moved over to the house of the deceased and escalated into violence. It is further stated that the defacto complainant was attacked, necessitating lodging of a complaint and registration of FIR under Section 307 IPC.

4. On the side of the respondent, it is stated that the 3rd, 8th and 9th accused had been taken into custody and are still in custody. However, the injured had been discharged from the hospital.



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5. In view of the fact that injured had been discharged from the hospital, I am inclined to grant anticipatory bail to the petitioners with conditions.

6. 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, Polur, Tiruvannamalai District**, 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., until further orders.

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



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[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;

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