



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )

Date : 25/05/2023

WEB COPY

PRESENT  
The Hon'ble Mr.Justice P.VADAMALAI

CRL OP(MD) . No.9536 of 2023

Safi Mohamed

... Petitioner/Accused Rank Not Known

Vs

State represented by  
The Inspector of Police,  
Singampunari Police Station,  
Sivagangai District.  
Crime No.85 of 2023.

... Respondent/Complainant

For Petitioner : M/s.S.Nihar Ali,  
Advocate.

For Respondent : Mr.R.Suresh Kumar,  
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime No.85 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused who apprehends arrest at the hands of the respondent police for the offences punishable under sections 294 (b) & 506(i) of I.P.C., r/w Section 4 of Tamil Nadu Prohibition of Women Harassment Act in Crime No.85 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that due to pervious enmity, there was a wordy quarrel between the defacto complainant and the petitioner, at the time, the petitioner abused the defacto complainant with filthy language and tried to assault her. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution.



4. The learned Government Advocate(Cri.Side) appearing for the respondent would submit that there is no previous case pending against the petitioner and no one is injured in this case.

5. Heard. Perused the materials available on record including the First Information Report.

6. Taking into consideration of the facts and circumstances of the case and also the fact that there is no previous case pending against the petitioner and that no one is injured, this court is inclined to grant anticipatory bail to the petitioner, with certain conditions:

7. 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 judicial Magistrate, Singampunari, 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 learned Magistrate concerned, 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., for a period of 15 days and thereafter, as and when required for interrogation.

[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 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.

sd/-

25/05/2023

/ TRUE COPY /

/05/2023

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.



TO

1. The Judicial Magistrate, Singampunari.
2. Do through the Chief Judicial Magistrate,  
Sivagangai District.
3. The Inspector of Police,  
Singampunari Police Station,  
Sivagangai District.
4. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

WEB COPY

ORDER  
IN  
CRL OP(MD) No.9536 of 2023  
Date : 25/05/2023

NA/MMS/SAR-2/29.05.2023/3P/5C