



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/06/2023

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD). No.10846 of 2023

1. Vaiyapuri
2. Karuthariyan
3. Selvam
4. Kannappan @ Narasingam
5. Prakash
6. Murugesan
7. Selvam
8. Murugayee
9. Reka
10. Bakkiyam
11. Ambika
12. Sasi @ Lakshmi
13. Anjalam
14. Seerangan
15. Rathinagiri @ Chinnasamy ... Petitioners/Accused Nos. 1 - 3,
5, 8 to 18

Vs

State Rep.by
The Inspector of Police,
Chinnthamanipatti Police Station
Karur District.
Cr.No.89 of 2023.

... Respondent/Complainant

For Petitioners : M/s.A.Thiyagarajan,
Advocate.

For Respondent : Mr.R.M,Anbunithi,
Additional Public Prosecutor

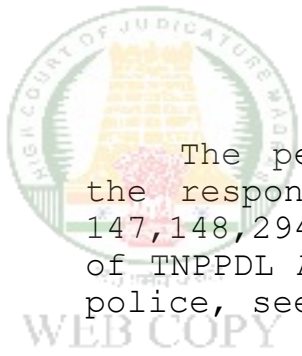
PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime No. 89 of 2023 on the file of
the Respondent police.

ORDER : The Court made the following order :-

<https://www.mhc.tn.gov.in/judis>



The petitioners/Accused who apprehend arrest at the hands of the respondent police for the offences punishable under sections 147,148,294(b),341,342,152,353, 506(ii) of I.P.C r/w.section 3 and 5 of TNPPDL Act in Crime No. 89 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners herein restrained the defacto complainant and the Revenue Divisional Officer from discharging the duty and they also caused damage to the Government vehicle, hence the case.

3. Heard both side and perused the materials available on record including the First Information Report.

4. Taking into consideration of the facts and circumstances of the case and also the fact that non one sustained injuries in the said occurrence, this court is 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 No.I, Kulithalai, Karur District on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only)each 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 shall deposit a sum of Rs.2,000/- each to the credit in Crime No.89 of 2023 on the file of the respondent police before the learned Judicial Magistrate No.I, Kulithalai, Karur District and on such deposit the learned Magistrate shall accept the sureties furnished by the petitioners.

[b] 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.

[c] the petitioners 1 to 7, 12,14 and 15 alone shall report before the respondent police daily at 10.30 am., for a period of two weeks and thereafter as and when required for interrogation. The other petitioners shall report before the respondent police as and when required for interrogation.

[d] the petitioners shall not tamper with evidence or witness with the ongoing investigation or trial.



[e] the petitioners 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 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].

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

sd/-
19/06/2023

/ TRUE COPY /

/06/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

AAV

TO

- 1 THE JUDICIAL MAGISTRATE NO.I
KULITHALAI, KARUR DISTRICT.
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
KARUR DISTRICT.
- 3 THE INSPECTOR OF POLICE
CHINTHAMANIPATTI POLICE STATION,
KARUR DISTRICT
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.10846 of 2023
Date :19/06/2023

PKP/CG/SAR- /23.06.2023/ **3P/5C**