



WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). Nos.12471 and 12531 of 2023

K.Murugan

... Petitioner/ unnamed Accused
Crl.O.P(MD).No.12471 of 2023

1.R.Indirajith
2.B.Muthuselvam
3.D.Gunasekaran
4.V.Ramamoorthy
5.S.Kirubaram
6.V.Ashokkumar
7.M.Nondichamy

... Petitioners/ unnamed Accused
Crl.O.P(MD).No.12531 of 2023

Vs

The State represented by
The Inspector of Police,
M.Chatrapatti Police Station,
Madurai District.
(Crime No.91/2023).

... Respondent/Complainant
(in both Crl.O.Ps)

For Petitioner
(in both Crl.O.Ps)

: M/s.Dinesh K,

For Respondent
(in both Crl.O.Ps)

: Mr.M.Vaikkam Karunanithi,
Government Advocate (Crl.Side)



WEB COPY PETITIONS FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

COMMON PRAYER :-

For Anticipatory Bail in Crime No.91/2023 on the file of the Respondent Police

COMMON ORDER : The Court made the following order :-

The petitioners, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 148, 109, 294(b), 323, 324, 506(ii) I.P.C. in Crime No.91 of 2023 on the file of the respondent Police, seek anticipatory bail.

2. The case of the prosecution is that over receiving the first honour in the temple, trouble arose between the defacto complainant and the petitioners herein, for which, the petitioners alleged to have caused assault to the defacto complainant and others. Hence the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case. He further submitted that this Court has granted anticipatory bail to the co-accused in CrI.O.P(MD).No.12089 of 2023 on 04.07.2023.



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4. The learned Government Advocate (Crl. Side) appearing for the respondent police submitted that except this case, there is no bad antecedent reported against these petitioners and in that village also, there is no such previous occurrence happened. Apart from that he would submit that the proceedings under Section 107 of Cr.P.C., has been initiated against the above said persons, which is stated to be pending. The injured has been discharged from the hospital.

5. Considering the nature of offence, grant of anticipatory bail to the co-accused, the injured person has been discharged from the hospital and there is no previous case registered against these petitioners, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Criminal Original Petitions are allowed and the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned District Munsif cum Judicial Magistrate - V, Madurai, 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 learned Magistrate concerned and the petitioners shall appear before the respondent police daily at 10.30 a.m. until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.



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7. The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petitions for anticipatory bail stands dismissed.

sd/-
10/07/2023

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

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TO

- 1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE NO.V
MADURAI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRAT,
MADURAI.
- 3 THE INSPECTOR OF POLICE
M.CHATRAPATTI POLICE STATION, MADURAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+2 CC to M/s.K.DINESH, Advocate (SR-10503, 10504 [I] dated 11/07/2023)

ORDER
IN

CRL OP(MD). Nos.12471 and 12531 of 2023
Date :10/07/2023

SS/BUC/26/07/2023/4P/7C