



CRL OP(MD). No.12930 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/07/2023

PRESENT

The Hon'ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.12930 of 2023

1.Pradeepkumar

2.Karpagalakshmi

3.Rathinamoorthy

4.Nachammal

5.Valliammal

... Petitioners/ Accused Nos.1 to 5

Vs

The State, represented by
The Inspector of Police,
Palani Town Police Station,
Dindigul District.

Crime No.324 of 2023.

... Respondent/ Complainant

For Petitioner : Mr.Mathiyalagan.R, Advocate.

For Respondent : S.Manikandan,

Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.324 of 2023 on the file of the Respondent

police.

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



CRL OP(MD). No.12930 of 2023

ORDER: The Court made the following order :-

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The petitioners/Accused No.1 to 5, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 294(b), 324, 506(i) I.P.C. r/w. Section 4 of PPDL Act, in Crime No.324 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners abused the defacto complainant using filthy language, threatened her and they caused damage to his property. 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. Further, the defacto complainant and others have trespassed into the provisional store, which is run by the first petitioner, damaged the store and assaulted the first petitioner. The first petitioner has admitted in Government hospital, Palani and a case in Crime No.323 of 2023 has been registered against the defacto complainant and others.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that it is a case and counter case. Further, he would submit that due to civil issue between the parties, suit in O.S.No.548 of 2020 is pending before the District Munsif Court, Palani. Because of the above said issue only, the trouble has been arisen between the parties, over which, the present occurrence said to have



CRL OP(MD). No.12930 of 2023

taken place.

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5. Considering the nature of offence, it is a case and counter case, the injured person has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate, Palani, 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.

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 petition for anticipatory bail stands dismissed.

sd/-
24/07/2023

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/07/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD). No.12930 of 2023

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TO

- 1 THE JUDICIAL MAGISTRATE,
PALANI
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL DISTRICT.
- 3 THE INSPECTOR OF POLICE
PALANI TOWN POLICE STATION,
DINDIGUL DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.R.MATHIYALAGAN, Advocate (SR-11216[I] dated 25/07/2023)

ORDER

IN

CRL OP(MD) No.12930 of 2023

Date :24/07/2023

PKP/MR/SAR- /29.07.2023/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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