



CRL OP(MD). No.13036 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 18/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.13036 of 2023

1.Sivaneswaran

2.Ajith

... Petitioners/ Accused Nos.1 and 5

Vs

State represented by  
The Inspector of Police,  
Perumalpuram Police Station,  
Tirunelveli City.  
(In Crime No.247 of 2023)

... Respondent/ Complainant

For Petitioners : M/s.A.S.VAIGUNTH, Advocate

For Respondent : Mr.M.VAIKKAM KARUNANITHI

Government Advocate (Crl.side)

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

PRAYER :- For Anticipatory Bail in Crime No.247 of 2023 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners / Accused, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 148, 294(b), 324, 341, 506(ii) of IPC, in Crime No.247 of 2023 on the file of the respondent police, seek anticipatory bail.



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2. The case of the prosecution is that on 11.06.2023, when the defacto complainant went to his grandmother's house, due to a previous motive, the petitioners have attacked the defacto complainant and abused him in filthy language. The defacto complainant sustained grievous injury due to this incident. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. They have been falsely implicated in this case. Therefore, seek for the relief of anticipatory bail.

4. The learned Additional Public Prosecutor would submit that the defacto complainant / injured has been discharged from the hospital. Accused No.2,4 and 6 were arrested and released on bail. No previous case has been registered against this petitioners.

5. Taking into consideration the facts and circumstances of the case and considering the fact that no previous case has been pending against these petitioners, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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



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learned Judicial Magistrate No.1, Tirunelveli, 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/-  
18/07/2023

/ TRUE COPY /

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

PNN  
TO  
1 THE JUDICIAL MAGISTRATE NO.I, TIRUNELVELI.  
2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
TIRUNELVELI DISTRICT.  
3 THE INSPECTOR OF POLICE,  
PERUMALPURAM POLICE STATION, TIRUNELVELI CITY.  
4 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.



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+1. CC to M/S.VAIGUNTH. A.S Advocate SR.No.10865

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ORDER

IN

CRL OP(MD) No.13036 of 2023

Date :18/07/2023

SA/MMS/SAR. /26.07.2023/4P/6C

Madurai Bench of Madras High Court is issuing  
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