



CRL OP(MD). No.13494 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.13494 of 2023

Moorthy

... Petitioner/ Accused No.3

Vs

State Rep.by
The Inspector of Police,
Sellur Police Station
Madurai District.
(Crime No.641 of 2023).

... Respondent/Complainant

For Petitioner : M/s.Dinesh.K,Advocate

For Respondent : Mr.S.Manikandan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.641 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 342, 392 r/w 397, 506



CRL OP(MD). No.13494 of 2023

(ii) I.P.C., in Crime No.641 of 2023 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 16.06.2023 at about 08.00p.m., while the defacto complainant and his friends were standing near Sellur TASMACH, the accused persons came there and demanded money from them and they caught hold of the defacto complainant and took Rs.1,500/- from his shirt pocket at knife point. Hence, the complaint.

3. The learned counsel for the petitioner submitted that he is innocent and not committed any such offence, as alleged by the prosecution. He has been implicated in this case, since he happens to be the friend of A1. The co-accused has already been enlarged on bail by the lower Court. There is no specific allegation as against the petitioner. Hence, prays to release him on anticipatory bail.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that though the petitioner is not having any previous case, the accused persons had robbed a sum of Rs.1,500/- from the defacto complainant at knife point. Hence, prays to dismiss the petition.

5.Heard the learned counsel appearing on either side and perused the materials placed before this Court.

6.Considering the facts that the petitioner is not having any previous case and



CRL OP(MD). No.13494 of 2023

the co-accused has already been enlarged on bail, this Court is inclined to grant anticipatory bail to the petitioner.

7. Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the learned Judicial Magistrate No.2, Madurai, 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 Judge concerned and the petitioner shall appear before the respondent police daily at 10.30 a.m. until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

8. The petitioner shall appear before the concerned Judge 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/-
25/07/2023

/ TRUE COPY /

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

PNM



CRL OP(MD). No.13494 of 2023

TO

WEB COPY

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

+1 CC to M/s.K.DINESH, Advocate (SR-11290[I] dated 26/07/2023)

ORDER

IN

CRL OP(MD) No.13494 of 2023

Date :25/07/2023

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

Madurai Bench of Madras High Court is issuing certified
copies in this format from 17/07/2023