



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 31/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.13914 of 2023

1.M.Sakthivel
2.S.Saravanan
3.S.Santhru

... Petitioners / Accused Rank not known

Vs

State rep. by
The Inspector of Police,
Jumbunathapuram Police Station,
Musuri Taluk,
In Crime No. not known of 2023
Trichy District.

... Respondent/Complainant

For Petitioners : M/s.M.Karthick

For Respondent : Mr.R.Suresh Kumar
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.not known of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused Rank not known, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 321,



506(ii) of IPC, in Crime No. not known of 2023, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 21.07.2023, one Shankar who is a relative of the defacto complainant has driven his tractor vehicle through the petitioners land. At that time the petitioner's mother scolded the said Shankar for his act. Later the said Shankar along with the defacto complainant went to the petitioner's house to enquire about the issue. At that time, the petitioners herein abused the defacto complainant with filthy language, assaulted with wooden stick and criminally intimidated the defacto complainant. In this incident, defacto complainant sustained injuries and admitted in the hospital. 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 and they have not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Crl.side) would submit that this is a issue between the neighbors over the use of pathway and because of the issue only trouble has arisen. The injured in this case has been discharged from the hospital. No previous case is registered against the petitioners.

5. The learned counsel for the petitioner submitted that the fencing of the petitioners was damaged by the defacto complainant and no complaint was



registered by the petitioners against the defacto complainant.

6. Considering the facts and circumstances of this case and also the fact that the petitioner is not having any previous cases, this Court is inclined to grant anticipatory bail to the petitioner.

7. Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or on his appearance, before the learned Judicial Magistrate, Musuri, 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 Magistrate concerned and the petitioners 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 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/-
31/07/2023

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/08/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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1. The Judicial Magistrate, Musuri.
2. Do through the Chief Judicial Magistrate, Thiruchirapalli.
3. The Inspector of Police, Jumbunathapuram Police Station,
Musuri Taluk, Trichy District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.13914 of 2023
Date : 31.07.2023

AMS/VRS/10.08.2023/4P/5C

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