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

Date : 02/08/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.14070 of 2023

1. KABIL DEV
2. KRISHNAN
3. ELLAMMAL
4. SATHIYA

... PETITIONERS/ ACCUSED 1 TO 4

VS

THE INSPECTOR OF POLICE,
THURAIYUR POLICE STATION,
THURAIYUR,
TRICHY DISTRICT.
CRIME NO.257 OF 2023..

... RESPONDENT

FOR PETITIONERS
FOR RESPONDENT

: M/S.MOHAN N, ADVOCATE
: 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.257 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 323 and 506(i), in Crime No.257 of



2. The case of the prosecution is that the defacto complainant's first son married the fourth petitioner. Due to some misunderstanding, they were separated. The accused persons came to the defacto complainant house and asked 12th certificate belongs to the fourth petitioner. At that time, a wordy quarrel arose between the accused persons and the defacto complainant, the accused persons attacked the defacto complainant with hands and caused injuries to him. Hence, the complaint.

3. The learned counsel for the petitioners submits that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. He further submitted that due to previous enmity, the present complaint has been given by the defacto complainant.

4. The learned Government Advocate(Crl.Side) appearing for the respondent submits that no previous case is pending against the petitioners and also submitted that the injured has been discharged from the hospital. He further submitted that it is a case in counter case.

5. Considering the facts and the circumstances of this case and also of the fact that it is a case in counter and the injured has been discharged from the hospital, this

Court is inclined to grant anticipatory bail to the petitioners, however, with stringent conditions.



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6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or their appearance, before the learned Judicial Magistrate, Thuraiyur, and on their executing 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 on every Saturday at 10.30 am until further orders. The petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

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

sd/-
02/08/2023

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

TTA
TO

1. THE JUDICIAL MAGISTRATE, THURAIYUR,
2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TRICHY,
- 3.. THE INSPECTOR OF POLICE
THURAIYUR POLICE STATION,
THURAIYUR, TRICHY DISTRICT.



4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.N.MOHAN, Advocate (SR-11660[I] dated 02/08/2023)

ORDER IN
CRL OP(MD) No.14070 of 2023
Date :02/08/2023

AMS/MMS/09.08.2023/4P/6C

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