



CRL OP(MD). No.14237 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/08/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.14237 of 2023

Sureshkumar@suresh

... Petitioner/ Accused No.1

Vs

The State rep.by,
The Sub Inspector of Police,
Kottar Police Station,
Kanyakumari District,
Crime No.214 of 2023..

... Respondent/ Complainant

For Petitioner : M/s.Jenifar Bibin.R,
Advocate.

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.214 of 2023 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioner/ Accused No.1, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323 and 506(ii) of IPC, in Crime No.214 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 26.07.2023, when the accused persons tried to attack the defacto complainant's friend, the defacto complainant questioned the same. Hence, they attacked him and caused grievous injury. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that the injured person has been discharged from the hospital and there is no previous case pending against the petitioner.

5. Considering the nature of offence, the injured person has been discharged from the hospital and there is no previous case pending against the petitioner, this



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Court is inclined to grant anticipatory bail to the petitioner.

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6. Accordingly, this Criminal Original Petition is allowed and petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the learned Judicial Magistrate No.II, Nagercoil, 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 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.

7. The petitioner 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/-
04/08/2023

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

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



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TO
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1. The Judicial Magistrate No.II, Nagercoil.
 2. Do-Through The Chief Judicial Magistrate,
Kanyakumari District @ Nagercoil.
 3. The Sub Inspector of Police,
Kottar Police Station,
Kanyakumari District,
 4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.
- +1 CC to M/s.R.JENIFAR BIBIN, Advocate (SR-11833[I] dated 04/08/2023)

ORDER
IN

CRL OP(MD) No.14237 of 2023

Date :04/08/2023

RK/VR (25/08/2023) 4P / 6C

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