



CRL OP(MD). No.14289 of 2023

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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.14289 of 2023

1. Palaniammal,
2. Gandhimathi,

... Petitioners/ Accused No.1 & 3

Vs

State Rep.by
The Sub Inspector of Police,
Sakkottai Police Station,
Sivagangai District.
(Crime No.167 of 2023).

... Respondent/Complainant

For Petitioners : M/s.Rajeshwaran.K, Advocate.
For Respondent : Mr.S.Manikandan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticiaptory Bail in Crime no.167 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused No.1 & 3, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323, 324 &



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506(ii) r/w Section 4 of TNPHW Act, in Crime No.167 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to pathway dispute, trouble has arisen between the parties. Due to which, the petitioners' family members attacked the defacto complainant's family members. Hence, the complaint.

3. The learned counsel for the petitioners would submit that the petitioners are innocent persons. They have not committed any offence as alleged by the prosecution. There is a case in counter case. Counter has been registered in Crime No.174 of 2023.

4. The learned Government Advocate (Crl. Side) would submit that there is a civil dispute between the parties. Injured in this case has been discharged from the hospital. There is no previous case against the petitioners.

5. Considering the fact that it is a case in counter case, injured persons in both the cases have been discharged from the hospital and there is no previous case against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with 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 learned Judicial Magistrate, Karaikudi, Sivagangai District, on condition that the



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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 first petitioner shall appear before the respondent police daily at 10.30 a.m. until further orders. The second petitioner shall appear before the respondent police as and when required for interrogation. 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/-

04/08/2023

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

TM

TO

1 THE JUDICIAL MAGISTRATE, KARAIKUDI, SIVAGANGAI DISTRICT.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE, SIVAGANGAI DISTRICT.

3 THE SUB INSPECTOR OF POLICE, SAKKOTTAI POLICE STATION,
SIVAGANGAI DISTRICT.



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

+1 CC to M/s.K.RAJESHWARAN, Advocate (SR-11826[I] dated 04/08/2023)

ORDER
IN
CRL OP(MD) No.14289 of 2023
Date :04/08/2023

RS/BUC/SAR-(22.08.2023) 4P 6C
Madurai Bench of Madras High Court is issuing
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