



CRL OP(MD). No.14469 of 2023

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

Date : 08/08/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.14469 of 2023

Selvakumar

... Petitioner / Sole Accused

Vs

The Sub Inspector of Police,
Seithur Police Station,
Virudhunagar District.
Crime No.178 of 2023.

... Respondent / Complainant

For Petitioner : M/s.A.Balakrishnan, 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.178 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323 and 353 of IPC and Section 4(i)(j) of TN Prohibition of Act, in Crime No.178 of 2023, on the file of the respondent police, seek anticipatory bail.



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2. The case of the prosecution is that on 06.07.2023, at about 5 p.m., the accused persons was riding the two wheeler with two pillion riders in a high speed, which was intercepted by the defacto complainant. At that time a wordy quarrel arose and the defacto complainant was assaulted by the petitioner and sustained injury. Hence the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent, he has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case.

4. The respondent is present before this Court and stated that on the date of the occurrence, this petitioner was found in drunken mode. He was taken to the hospital and medical examination was also conducted but not arrested because of his mental state.

5. The learned Government Advocate (Crl.side) would submit that no previous case has been registered against the petitioner.

6. Considering the facts and circumstances of this case and also the fact that the petitioner is not having any bad antecedent, this Court is inclined to grant relief to the petitioner.

7. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the



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learned Judicial Magistrate, Rajapalayam, on condition that the petitioners 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 on further condition that 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 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/-
08/08/2023

/ TRUE COPY /

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

PNN

To

1.The Judicial Magistrate,
Rajapalayam.

2.Do through the Chief Judicial Magistrate,
Virudhunagar District at Srivilliputhur.



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3.The Inspector of Police,
Seithur Police Station,
Virudhunagar District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.A.BALAKRISHNAN, Advocate (SR-11971[I] dated 08/08/2023)

ORDER
IN
CRL OP(MD) No.14469 of 2023
Date :08/08/2023

ED/VR/SAR- (18/08/2023) 4P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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