



CRL OP(MD). No.16076 of 2023

WEB COPY

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

Date : 05/09/2023

PRESENT

The Hon'ble Mr.Justice G.ILANGO VAN
CRL OP(MD). No.16076 of 2023

1.Sekar

2.Sasikumar

... Petitioners/ Accused Nos.2 and 4

Vs

The State, represented by
The Inspector of Police,
Jambunathapuram Police Station,
Trichy District.
Crime No.178 of 2023.

... Respondent/ Complainant

For Petitioner : Mr.M.Balamurugan,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.178/2023 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners/ Accused Nos.2 and 4 apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323, 324, 506(ii) I.P.C., in Crime No.178 of 2023 on the file of the respondent Police, seek anticipatory bail.



CRL OP(MD). No.16076 of 2023

2. The case of the prosecution is that due to civil dispute, there is some enmity between the defacto complainant and the petitioners, due to which, the petitioners along with others accused attacked the defacto complainant and scolded him using filthy language and also threatened him with dire consequences. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they are no way connected in this case. Due to previous enmity, a false complaint has been given by the defacto complainant.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that it is a case and counter case. The counter case has been registered in Crime No.179 of 2023. In both the cases, injured have been discharged from the hospital.

5. Considering the nature of offence, it is a case and counter case, the injured persons in both the cases have been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners.



CRL OP(MD). No.16076 of 2023

WEB COPY

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, Musiri, on condition that the 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 petitioners shall appear before the respondent Police daily at 10.30 a.m. until further orders. 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/-
05/09/2023

/ TRUE COPY /

/09/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Indu

TO

1. THE JUDICIAL MAGISTRATE, MUSIRI.

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



CRL OP(MD). No.16076 of 2023

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TRICHY.

WEB COPY

3. THE INSPECTOR OF POLICE,
JAMBUNATHAPURAM POLICE STATION, TRICHY DISTRICT.

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

+1 CC to M/s.S.VEERAPANDI SELVARAJ, Advocate (SR-13244[I] dated
05/09/2023)

ORDER IN

CRL OP(MD) No.16076 of 2023

Date :05/09/2023

RK/VR (11/09/2023) 4P / 6C

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