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CRL OP(MD). No.16799 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22/09/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.16799 of 2023

D.Suman

... Petitioner/ Accused No.3

Vs

State Rep.by

The Inspector of Police,

Tirunelveli Town Police Station,

Tirunelveli District.

(Crime No.377 of 2023).

... Respondent/ Complainant

For Petitioner : Mr.C.Venkatesh, 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.377 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused No.3, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 153, 153A, 294(b), 504, 505(1)(c), 505(2) I.P.C, in Crime No.377 of 2023 on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and another had published a video, defaming Rocket Raja in order to creat hatred and enmity between two



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different community people and disrupt unity. Hence, the complaint.

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3. The learned counsel for the petitioner would submit that the petitioner is an innocent and he has not spread any video as alleged by the prosecution.

4. Even though the learned Government Advocate (Crl. Side) for the respondent Police would submit that one previous case is pending against the petitioner in Crime No.139 of 2023, the learned counsel for the petitioner would submit that the above said matter was compromised between the parties. Now they are going to file a compromise petition.

5. Considering the facts and circumstances of this case, one previous case is compromised between the parties, this Court is inclined to grant anticipatory bail to the petitioner.

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.IV, Tirunelveli, 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.



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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.

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22/09/2023

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/10/2023

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

INDU
TO

1 THE JUDICIAL MAGISTRATE NO.IV, TIRUNELVELI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE, TIRUNELVELI TOWN POLICE STATION,
TIRUNELVELI DISTRICT.

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

ORDER IN
CRL OP(MD) No.16799 of 2023
Date :22/09/2023

RS/VRS/SAR-(12.10.2023) 3P 5C
Madurai Bench of Madras High Court is issuing
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