



Crl.O.P.No.777 of 2024

Crl.O.P.No.777 of 2024

WEB COPY

C.V.KARTHIKEYAN, J.

The Petitioners seek anticipatory bail in Crime No.738 of 2023 registered by the Respondent Police for the offences under Sections 147, 148, 294(b), 341, 323, 324 and 506(ii) IPC.

2. The learned Government Advocate (Criminal Side) stated that the motor cycle of the defacto complainant was found missing and the defacto complainant had suspected the 1st Petitioner had stolen the same and had lodged a complaint. Subsequently, he withdrew the complaint. But the suspicion led to a quarrel which escalated into violence. Hence, this case.

3. The learned counsel for the Petitioners stated that one of the Petitioners had also sustained injuries and had also lodged a complaint but no case was registered.

4. However, taking all the factors into consideration, this Court is inclined to grant anticipatory bail to the Petitioners with certain conditions.

Accordingly, the Petitioners are ordered to be released on bail in the event of



CrI.O.P.No.777 of 2024

arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before **the Judicial Magistrate No.II, Poonamallee**, on condition that the petitioners shall execute a separate 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioners shall report before the Respondent Police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for the interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.



CrI.O.P.No.777 of 2024

WEB COPY

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

22.01.2024

mkn2



WEB COPY



Crl.O.P.No.777 of 2024

C.V.KARTHIKEYAN, J.

mkn2

Crl.O.P.No.777 of 2024

22.01.2024