



Crl.O.P.No.1873 of 2024

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C.V.KARTHIKEYAN, J.

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 147,148,323,324,307 and 506(ii) of I.P.C in Crime No778 of 2023, seeks anticipatory bail.

2. It is the case of the prosecution that on 17.12.2023 when the defacto complainant went to the ration shop to buy Flood Relief Token, owing to an earlier dispute between A1 and the defacto complainant since both of them had put digital banners in the area on behalf of their respective political parties, when the defacto complainant came to the ration shop, A1 also came to the ration shop and there was a wordy quarrel between them. Thereafter, A2 came to the ration shop and tried to hit the defacto complainant by driving his two wheeler in a speedy manner. Then, A3 to A8 assaulted the defacto complainant with beer bottle on his back side. They also attacked and threatened the brother of the defacto complainant and his friends. The public came there and the accused persons ran away.



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3. The learned counsel for the petitioner submitted that this Court had granted bail to the co-accused in Crl.O.P.Nos.29029, 29136 and 29197 of 2023 and Crl.M.P.Nos.321, 284, 285 of 2024 vide order dated 11.01.2024.

4. Taking into consideration the facts and circumstances, this Court is inclined to grant anticipatory bail subject to the following conditions:

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned XV Metropolitan Magistrate, George Town, Chennai** on condition that the petitioner 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 this Court concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may



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obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b]] the petitioner shall appear before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation.

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

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

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner 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.

02.02.2024

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