



Crl.O.P.Nos.3907 & 5284 of 2024

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C.V.KARTHIKEYAN, J.

The petitioners who apprehend arrest at the hands of the respondent Police for the offences registered under Sections 294(b), 323, 324, 506(2), 34 of IPC and subsequently altered to Sections 294(b), 323, 324, 506(2), 34 and 302 IPC, in Crime No.45 of 2024 seek anticipatory bail.

2.The petitioner in Crl.O.P.No.3907 of 2024 is arrayed as A7 and the petitioner in Crl.O.P.No.5284 of 2024 is arrayed as A4.

3.It is stated that there was a dispute over ancestral property between the family of the petitioners and the family of the defacto complainant. This dispute escalated into violence owing to diversion of the water allegedly by the member of the family of the defacto complainant. During the violence, there was also one person who died owing to injuries.

4.This Court had granted bail to the accused who had been remanded to custody and filed Crl.O.P.No.3761 of 2024.

5.Taking into consideration that factor into consideration and also of the fact that in the counter complaint, all the accused had been granted bail/anticipatory bail, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



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6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Judicial Magistrate No.I, Thirupattur District** 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 petitioner in Crl.O.P.No.3907 of 2024, shall report before the respondent Police, on every Saturday at 10.30 a.m., for a period of four weeks and the petitioner in Crl.O.P.No.5284 of 2024 shall report before the respondent Police, daily at 10.30 a.m., for a period of four weeks.

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



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[d] the petitioners 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 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;

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