



Crl.OP.No.4358 of 2024

Crl.O.P.No.4358 of 2024

WEB COPY

C.V.KARTHIKEYAN,J.

The petitioner/accused in Crime No.40 of 2024 registered by the respondent police for the offences punishable under Sections 294(b), 323 and 506(i) of IPC seeks anticipatory bail.

2. It is stated that the petitioner is the husband of the defacto complainant. There are several proceedings between them including M.C.No.9 of 2022 and H.M.O.P.No.60 of 2021. It is stated that during the hearing of the H.M.O.P.No.60 of 2021 before the Sub Court at Kangeyam, there was a direction for return of jewellery. Outside the court, a quarrel arose among the parties which escalated into violence between the petitioner and the defacto complainant.

3. Taking all factors into consideration, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:



CrI.OP.No.4358 of 2024

WEB COPY

4. 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 Judicial Magistrate, Kangayam, Tiruppur District*** on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with two sureties, 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 petitioner 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 shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation.



Crl.OP.No.4358 of 2024

[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.

Vv

26.02.2024



WEB COPY



Crl.OP.No.4358 of 2024

C.V.KARTHIKEYAN,J.

Vv

Crl.O.P.No.4358 of 2024

26.02.2024