



Crl.O.P.No.5534 of 2024

Crl.O.P.No.5534 of 2024

C.V.KARTHIKEYAN, J.

The Petitioner/A1 in Crime No.259 of 2023 registered by the respondent police for the offences under Sections 294(b), 323, 324 and 506(2) IPC with respect to an occurrence which took place on 03.08.2023, seeks anticipatory bail.

2. The learned Government Advocate (Criminal Side) stated that the accused and the defacto complainant were having food in a restaurant and instead of eating the food, they started quarrelling among themselves and this quarrel had escalated into violence. Hence, this case.

3. The learned counsel for the Petitioner stated that a counter complaint had also been given against the defacto complainant.

4. Taking all the factors into consideration, this Court is inclined to grant anticipatory bail to the Petitioner subject to the following conditions. 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



CrI.O.P.No.5534 of 2024

which the order copy made ready, before **the Judicial Magistrate Court, Ambur**, 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 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 conditions 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 once in a week i.e., on every Saturday at 10.30 a.m. for a period of two weeks and thereafter, as and when required for the 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.



Crl.O.P.No.5534 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 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.

20.03.2024

mkn2



WEB COPY



Crl.O.P.No.5534 of 2024

C.V.KARTHIKEYAN, J.
mkn2

Crl.O.P.No.5534 of 2024

20.03.2024