



Crl.O.P.No.7017 of 2024

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C.V.KARTHIKEYAN, J.

The petitioners/A2 & A3 seek anticipatory bail in Crime No.76 of 2024 registered by the respondent Police for the offences punishable under Sections 294(b), 323, 324 & 506(ii) of IPC and Section 4 of TNPHW Act.

2. It is stated that these petitioners are the landlords of the place where the defacto complainant is a tenant which is situated at Saniyasikundu, Main Road, Nachiamman Koil, Kichiypalayam at Salem. There was dispute with the defacto complainant. It is also stated that the petitioners with the help of A1 and A4 had tried to vacate the defacto complainant. A1 and A4 had been arrested and had been granted bail.

3. However, taking all the other 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 arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Additional Mahila Court, Salem**, on condition that the petitioners shall



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execute a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each 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 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 Saturday at 10.30 a.m., for a period of one week and thereafter, as and when required for 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.

[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



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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.

22.03.2024



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