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CrI.O.P.No.9171 of 2024

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C.V.KARTHIKEYAN, J.

The petitioners/A1 and A2, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 294(b), 307 and 506(ii) of IPC in Crime No.15 of 2024, seek anticipatory bail.

2.The petitioners are arrayed as A1 and A2. The case of the prosecution is that there was a cricket match between two teams. On 16.01.2024, owing to the said cricket match, there was a wordy quarrel and later, the quarrel escalated into violence.

3.It is stated that A1 and A2, by using knife, had caused injuries to the defacto complainant and the other accused had used sticks and hands.

4.Earlier petition seeking anticipatory bail had been dismissed on 12.03.2024 in CrI.O.P.No.5663 of 2024. It is seen that there has been substantial progress in the investigation and the co-accused had also been granted anticipatory bail.



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5.Taking all the factors into consideration, I am inclined to grant anticipatory bail to the petitioners and with certain conditions:

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 – II, Attur, Salem District, on condition that the petitioners shall execute separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each, 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 petitioners shall report before the respondent police daily at 10.30 a.m., until further orders.



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[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 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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