



Crl.O.P.No.9424 of 2024

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C.V.KARTHIKEYAN,J.

The petitioner/first accused seeks anticipatory bail in Crime No. 69 of 2024 registered by the respondent Police for the offences punishable under Sections 147, 148, 294(b), 341, 307 and 149 of IPC, with respect to an occurrence which took place on 17.02.2024.

2. It is stated that the defacto complaint has been a contractor under the Public Works Department from the year 2004. He was laying a road in Saraswati Nagar, Main Road in Thirumullaivayal. On 17.02.2024 when he went to do the work, the accused had gone there and abused the defacto complainant and had threatened him and later again came back and attacked him severely. It is stated that he had been discharged from hospital only on 26.02.2024.

3. The earlier application seeking Anticipatory Bail was dismissed by this Court on 29.02.2024 in Crl. O.P.No.4918 of 2024. On



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that date it was stated that injured was still taking treatment in the private hospital. Now the some of the accused have been arrested and released on bail.

5. Taking all the factors into consideration, 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 Court at Ambattur, Tiruvallur District, 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 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 daily at 10.30 a.m., until further orders.

[c] the petitioner shall not tamper with evidence or witness either



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during investigation or trial.

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[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.

17.04.2024

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