



Crl.O.P.No.10582 of 2024

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K.KUMARESH BABU, J.

The Petitioners/Accused in Crime No.240 of 2024 registered by the respondent police for the offences under Sections 147, 148, 294(b), 324, 342, 348, 352, 506(2) of IPC, seek anticipatory bail.

2. The learned Government Advocate (Criminal Side) stated that the defacto complainant was an employee of the shop run by the first petitioner and that on the date of occurrence, the petitioners had abducted the defacto complainant and attacked him with pipe and wooden log and asked him to return the money that he had stolen from the shop. Hence, this case. The further added that the petitioners 1 and 3 have already been arrested by the respondent police and that the victim has been discharged from the hospital.

3. The learned counsel for the Petitioners stated that the Petitioners are innocent persons and have not committed any offence as alleged. They have been falsely implicated in this case. Thus, he prays for grant of anticipatory bail to the Petitioners herein.



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4.Since the petitioners 1 and 3 have already been arrested by the respondent police, this petition is dismissed as against the petitioners 1 and 3. However, taking all the factors into consideration, this Court is inclined to grant anticipatory bail to the second petitioner subject to the following conditions. Accordingly, the second petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the **XV Metropolitan Magistrate, George Town, Chennai** on condition that the second 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 second 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.



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[b] the second petitioner shall report before the respondent police daily at 10.30 a.m. and 5.30 p.m., until further orders.

[c] the second petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the second 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 second petitioner in accordance with law as if the conditions have been imposed and the second 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.

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