



Crl.O.P.No.11124 of 2024

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K.KUMARESH BABU, J.

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 341, 294(b), 392, 397 and 506(2) of IPC in Crime No.407 of 2024, seeks anticipatory bail.

2. The case of the prosecution is that on 04.05.2024 at about 7.30 a.m., the petitioner along with two others, waylaid the defacto complainant and abused him with filthy language and also by threatening him with knife, snatched a sum of Rs.500/- from him. Hence the complaint.

3.The learned counsel appearing for the the petitioner would submit that the petitioner is no way connected with the alleged offence. He further submitted that there is no previous case against the petitioner. Hence, he prays to grant anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl.Side) vehemently opposed to grant anticipatory bail to the petitioner stating that the petitioner along with two others, waylaid the defacto complainant and snatched a sum of Rs.500/- from him at knife point. However, he admitted that there is no previous case against the petitioner.

5. Taking into consideration the facts and the circumstances of the case and the fact that there is no previous case against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. 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 of receipt of a copy of this order, before the learned **Judicial Magistrate II, Ponneri**, 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



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police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned 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 Court concerned 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 for a period of two weeks and thereafter, as when required for 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;

(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 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]*; and;



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(f)if the accused thereafter absconds, a fresh FIR
can be registered under Section 229-A IPC.

08.05.2024

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