



Crl.OP.No.11623 of 2024

Crl.O.P.No.11623 of 2024

K.KUMARESH BABU, J.

The petitioner/A3 in Crime No.58 of 2024 registered by the respondent police for the offences punishable under Sections 294(b), 324 and 506(ii) of IPC seeks anticipatory bail.

2. The case of the prosecution is that there was a quarrel arose between the petitioner and others and the defacto complainant with regard to the missing of pipes which belong to Government Drinking Water Project. Following which, the petitioner along with others abused and assaulted the defacto complainant and caused injuries to him. Hence, the complaint.

3. The learned counsel for the petitioner stated that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl. Side) for the respondent stated that the petitioner along with others abused and assaulted the defacto complainant and caused injuries to him with regard to the missing of pipes which belong to Government Drinking Water Project . Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Taking all the factors into consideration and the submissions made by both counsel, this Court is inclined to grant anticipatory bail to the petitioner subject to the following 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 on which the order copy made ready, before the *learned Judicial Magistrate-II, Mannargudi, Thiruvarur District* on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** 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



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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 on everyday at 10.30 a.m., until further orders.

[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 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.

Vv

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