



Crl.O.P.No.15860 of 2024

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T.V.THAMILSELVI,J.

The petitioner, who apprehends arrest at the hands of the respondent police for an alleged offence punishable under Sections 427, 294(b), 506(2) of IPC in Crime No.174 of 2024, seeks anticipatory bail.

2. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he prays to grant anticipatory bail to the petitioner.

3. Learned Government Advocate (Crl.Side) appearing for the respondent submitted that, on 13.06.2024, due to a previous enmity between the de facto complainant and the accused, the petitioner along with other accused abused the de facto complainant in filthy language and damaged the Innova car of the de facto complainant and also threatened her family with dire consequences. He further submitted that the investigation in this case is



CrI.O.P.No.15860 of 2024

almost completed and one previous case is pending against the petitioner.

Hence, he vehemently opposed for the grant of anticipatory bail to the petitioner.

4. Taking into consideration the facts of the case and the submissions made by the learned counsel and taking note of the fact that the investigation in this case has almost been completed, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order before the *learned District Munsif cum Judicial Magistrate, Keelvelur*, on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand Only)** with two sureties (**out of which, one surety must be blood surety**), 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 and on further condition that:



CrI.O.P.No.15860 of 2024

WEB COPY

(a) petitioner is directed to deposit a sum of Rs.10,000/- to the credit of Crime No.174 of 2024 before the concerned Magistrate at the time of furnishing sureties and on such deposit, the de-facto complainant/victim is permitted to withdraw the same, on filing undertaking affidavit and proper identification and acknowledgment;

(b)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;

[c] the petitioner shall report before the respondent police every alternative days at 10.30 a.m, for a period of eight weeks and thereafter, as and when required for interrogation;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] the petitioner shall not abscond either during investigation or trial;



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Crl.O.P.No.15860 of 2024

T.V.THAMILSELVI, J.

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[f] 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 has been imposed and the petitioner is 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;

[g] if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC;

08.07.2024

Crl.O.P.No.15860 of 2024