



Crl.O.P.No.23787 of 2024

Crl.O.P.No.23787 of 2024

WEB C **P.DHANABAL, J.**

The petitioner apprehends arrest for the alleged offences under Section 281, 296(6), 115(2), 309(4), 351(3) of B.N.S. Act in Crime No. 565 of 2024, on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant and his friends returned from cinema theater by driving a car. At that time, the petitioner and the other accused in another car driving high speed rushed in opposite side, crashed the car door of the defacto complainant. Further the petitioner and other accused grabbed the defacto complainant's cell phone. Hence, the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution. The petitioner has been falsely implicated in this case. However, on instructions, the learned counsel further submits that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court and he prays to grant anticipatory bail to the petitioner.



Crl.O.P.No.23787 of 2024

WEB COPY

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that the defacto complainant and his friends returned from cinema theater by driving a car. At that time, the petitioner and the other accused in another car driving high speed rushed in opposite side, crashed the car door of the defacto complainant. Further the petitioner and other accused grabbed the defacto complainant's cell phone and he further submitted that there is no previous case pending against the petitioner. However, he opposed to grant bail to the petitioner.

5. Considering the representations made by both sides and considering the nature of offences charged against the petitioner and considering the fact that the property was recovered and no previous case is pending 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/her appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order before the

District Munsif Cum Judicial Magistrate, Thiruporur, Chengalpattu on



CrI.O.P.No.23787 of 2024

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 and on further condition that:

[a] the petitioner shall report **before the jurisdictional Magistrate on every Monday at 10.30 A.M. for a period of four weeks;**

[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts of the Court or to any police officer.

[c] the petitioner shall not leave India without the previous permission of the Court.

[d] the petitioner shall not abscond either during investigation or trial.

[e] the petitioner shall make himself/herself available for interrogation by a police officer as and when required.



CrI.O.P.No.23787 of 2024

[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 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]***.

[g] If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

27.09.2024

nsI



WEB COPY



Crl.O.P.No.23787 of 2024

P.DHANABAL, J.

nsI

Crl.O.P.No.23787 of 2024

27.09.2024