



Crl.O.P.No.25348 of 2024

Crl.O.P.No.25348 of 2024

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

The petitioners apprehend arrest for the alleged offences under Sections 448, 427, 294(b) and 506(ii) of IPC in Crime No.382 of 2023, on the file of the respondent police seek anticipatory bail.

2. The case of the prosecution is that the petitioners were threatened the bank officials by showing knife. Hence, the complaint.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any such offence as alleged by the prosecution. The petitioners have been falsely implicated in this case. He further submitted that the order of the Chief Judicial Magistrate has been challenged before the DRT, Coimbatore and the same is pending in S.A.No.1070 of 2022. He also submitted that the occurrence took place in the year 2022 and the FIR has been lodged in the year 2023 and there is a delay in lodging the FIR. Hence, he prays to grant anticipatory bail to the petitioners.



CrI.O.P.No.25348 of 2024

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that when the bank officials have visited the property for taking possession of the same, the petitioners have threatened them by showing knife. He further submitted that there is no previous case against the petitioners. But considering the gravity of offence, he opposed for grant of anticipatory bail to the petitioners.

5. Considering the representations made by both sides and the nature of offences charged against the petitioners and there is a delay in lodging the First Information Report and there is no previous case against the petitioners and also considering that except Section 506(2) of IPC, all other offences are bailable in nature, this Court is inclined to grant **anticipatory bail** to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order before the ***learned Judicial Magistrate No.III, Erode***, on condition that each of the petitioners 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



Crl.O.P.No.25348 of 2024

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 petitioners shall report **before the respondent Police on every Saturday at 10.30 A.M., for a period of 4 weeks;**

[b] the petitioners 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 petitioners shall not leave India without the previous permission of the Court.

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

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

[f] 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 petitioners 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]***.



WEB COPY



Crl.O.P.No.25348 of 2024

P.DHANABAL, J.

vkr

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

17.10.2024

vkr

Crl.O.P.No.25348 of 2024