



CRL OP(MD) No.4112 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Friday, the Fifteenth day of March Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.4112 of 2024

1 SUBBAIAH

2 AYYAPPAN

3 RAMESH

4 SURESH

5 KARTHIK @ NAGALINGAM

6 SAKTHIMARI @ MARIYAPPAN ... PETITIONERS / ACCUSED No.1 TO 6

Vs

THE INSPECTOR OF POLICE
PAZHAVOOR POLICE STATION,
TIRUNELVELI DISTRICT.
CR.NO.243/2023

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.POOVENTHERA RAJAN.J Advocate

For Respondent : Mr.S.MANIKANDAN, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.



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PRAYER:

FOR ANTICIPATORY BAIL IN CRIME NO.243/2023 ON THE FILE OF THE RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioners / A1 to A6, who apprehend arrest at the hands of the respondent Police for the alleged offence punishable under Sections 147, 294(b), 427 and 506(i) IPC in Crime No.243 of 2023, on the file of the respondent Police, seek anticipatory bail.

2. The case of the prosecution is that there was a wordy quarrel arose between the petitioners and the *defacto* complainant during the temple festival, thereby, the petitioners abused the *defacto* complainant by using filthy language. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners did not commit any offence as alleged by the prosecution and they are innocent persons.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that no one sustained injuries.



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5. Considering the facts and circumstances, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, the petitioners are granted anticipatory bail and they are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Valliyoor, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand Only) each 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). if the petitioners failed to surrender before the concerned Magistrate within a period of 15 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b).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;



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(c). the petitioners are directed to appear before the respondent police as and when required for interrogation;

(d). the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e). the petitioners shall not abscond either during investigation or trial;

(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]*; and;

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

sd/-
15/03/2024

/ TRUE COPY /

/03/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TSG



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TO
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- 1 THE JUDICIAL MAGISTRATE,
VALLIOOR.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.
- 3 THE INSPECTOR OF POLICE
PAZHAVOOR POLICE STATION, TIRUNELVELI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.J.POOVENTHERA RAJAN, Advocate (SR-3275[I] dated
15/03/2024)

ORDER

IN

CRL OP(MD) No.4112 of 2024

Date :15/03/2024

SS/GS/SAR- /20/03/2024/5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023