



CRL OP(MD) No.4609 of 2024

WEB COPY

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

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

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.4609 of 2024

1 MANICKAM
2 MATHIYALAGAN
3 VEDAMANICKAM

... Petitioners / Accused No.1 to 3

Vs

THE INSPECTOR OF POLICE
BODINAYAKKANUR TOWN POLICE STATION,
THENI DISTRICT.
(CRIME NO. 26 OF 2024)

... Respondent / Complainant

For Petitioners : M/s.A.Banumathy, Advocate

For Respondent : Mr.S.Manikandan,
Government Advocate (CrI. Side)

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

PRAYER : FOR ANTICIPATORY BAIL IN CRIME NO. 26 OF 2024 ON THE FILE
OF THE RESPONDENT POLICE

ORDER : The Court Made the following order :-

The petitioners / Accused Nos.1 to 3, who apprehend arrest at the hands of
the respondent police for the alleged offence punishable under Sections 448, 505(ii)



CRL OP(MD) No.4609 of 2024

and 506(i) I.P.C. in Crime No.26 of 2024, on the file of the respondent Police, seek anticipatory bail.

WEB COPY

2. The case of the prosecution is that there was a management dispute between the petitioners and the defacto complainant, due to which, the petitioners trespassed into the Marriage Hall belongs to the Community and threatened the defacto complainant. 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.

5. Considering the facts and circumstances and considering the fact that no one sustained injuries, 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, Bodinayakkanur, Theni District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand



CRL OP(MD) No.4609 of 2024

Only) each with two sureties each for a like sum to the satisfaction of the respondent

WEB COPY

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;

(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



CRL OP(MD) No.4609 of 2024

WEB COPY

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/-
22/03/2024

/ TRUE COPY /

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

TSG

To

- 1.The Judicial Magistrate,
Bodinayakkanur, Theni District.
- 2.Do through the Chief Judicial Magistrate,
Theni District.
- 3.The Inspector of Police,
Bodinayakkanur Town Police Station,
Theni District.



CRL OP(MD) No.4609 of 2024

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.A.MITHUN CHAKRAVARTHI, Advocate (SR-3636[I] dated
25/03/2024)

ORDER
IN
CRL OP(MD) No.4609 of 2024
Date :22/03/2024

ED/ JGB /SAR- (28/03/2024) 5P / 6C

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