



CRL OP(MD). No.5466 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.5466 of 2024

S.S.S.Mani @ Subramanian

... Petitioner/5th Accused

Vs

The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli City,
Tirunelveli District.
(Crime No.256 of 2023).

... Respondent/Complainant

For Petitioner : Mr.G.Aravinthan, Advocate.
For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No.256 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 153A, 294(b), 298, 504 and 505(2) of IPC in Crime No.256 of 2023 on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the petitioner abused the ruling party and also uttered certain words that would create and promote enmity between two religions, during the meeting on 03.06.2023 at about 06.20 p.m.

3.The learned counsel appearing for the petitioner submits that the petitioner has not indulged in any offence as alleged by the prosecution and he has been falsely implicated in this case.

4.The learned Additional Public Prosecutor for the respondent strongly opposes for the grant of anticipatory bail on the ground that the investigation is yet to be completed.

5.Considering the nature of offence, this Court is inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this criminal original petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.4, Tirunelveli, Tirunelveli District, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.4, Tirunelveli, Tirunelveli District, and on further conditions that:



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- i. The petitioner and the sureties shall submit a copy of their Aadhaar Card or any other identity card issued by the Government in proof of their residence address;
- ii. The petitioner shall appear before the respondent police daily at 10.30 a.m., until further orders. He has to co-operate for the investigation;
- iii. The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses. The petitioner shall be available for the trial as well.
- iv. On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-

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

SJI



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TO

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1 THE JUDICIAL MAGISTRATE NO.4, TIRUNELVELI, TIRUNELVELI DISTRICT.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE, TIRUNELVELI TOWN POLICE STATION,
TIRUNELVELI CITY, TIRUNELVELI DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.G.ARAVINTHAN, Advocate (SR-4317[I] dated 10/04/2024)

ORDER

IN

CRL OP(MD) No.5466 of 2024

Date :10/04/2024

RS/GS/SAR-(16.04.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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