



CRL OP(MD). No.5489 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.5489 of 2024

1. Krishna Raja
2. Karuppasamy

... Petitioners / Accused No.4 & 5

Vs

The Inspector of Police,
Town Police Station,
Tirunelveli District.
(Crime No. 71 of 2024.)

... Respondent/Complainant

For Petitioners : M/s.K Abiya, 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.71 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners, apprehending arrest at the hands of the respondent police in connection with Crime No.71 of 2024 for the offence under Sections 147, 148, 341, 294(b), 324 and 506(ii) of IPC, have filed this petition.



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2.The case of the prosecution is that on 26.03.2024, the accused persons restrained the defacto complainant, abused him in filthy language, attacked him with deadly weapons and threatened him with dire consequences.

3.The learned counsel for the petitioners submits that the petitioners did not commit any offence as alleged by the prosecution and they have been falsely implicated in this case.

4.The learned Additional Public Prosecutor appearing for the respondent police opposes for grant of anticipatory bail on the ground that the investigation is yet to be completed. However, he fairly conceded that the injured has been discharged from the hospital and no previous case is pending against the petitioners.

5.Considering the facts and circumstances of the case, the nature of allegation made against the petitioners, their antecedents and also the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners.

6.Accordingly, this Criminal Original Petition is allowed and the petitioners 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 Judicial Magistrate Court No.IV, Tirunelveli, on condition that the petitioners shall



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execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties each for a like sum to the satisfaction of the Judicial Magistrate Court No.IV, Tirunelveli, and on further conditions that:

(i) The petitioners 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 petitioners shall appear before the respondent police as and when required for interrogation;

(iii) The petitioners shall not misuse the liberty granted to them by indulging in any further offence and shall not tamper with the prosecution witnesses.

(iv) On violation of any of the above conditions by the petitioners, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
10/04/2024

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/04/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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To

1.The Judicial Magistrate No.IV,
Tirunelveli.

2.Do through the Chief Judicial Magistrate,
Tirunelveli District.

3.The Inspector of Police,
Town Police Station,
Tirunelveli District.

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

+1CC to M/s.K.ABIYA, Advocate, SR No.4351(I), dated 12.04.2024

ORDER
IN
CRL OP(MD) No.5489 of 2024
Date :10/04/2024

ED/ JGB /SAR- (16/04/2024) 4P / 6C

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