



CRL OP(MD). No.6116 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.6116 of 2024

Balamuthu,

... Petitioner/ Accused

Vs

The Inspector of Police,
Mathur Police Station,
Pudukottai District.
(Crime No.37/2024).

... Respondent/Complainant

For Petitioner : Mr. B.Micheal Sebastin, Advocate

For Respondent : Mr.M.Sakthi Kumar,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.37/2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, apprehending arrest at the hands of the respondent Police, in



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connection with a case in Crime No.37 of 2024, for the offence punishable under Sections 25(1A) and 27(1) of ARMS Act, 1959 has filed this petition seeking anticipatory bail.

2. The case of the prosecution is that the respondent police has recovered deadly weapons from the petitioner's cow shed and trees which are in the cow shed and based on the confession statement of one Vignesh, who is a servant in the cow shed, the case was registered.

3. The learned counsel appearing for the petitioner submits that the the respondent police has recovered the weapons from some other trees and foisted the case. The petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that the respondent police has recovered four swords, three sickles, four knives and one spear from the petitioner's shed. Further, he strongly opposed to grant anticipatory bail stating that the petitioner is having eight previous cases to his credit.

5.The learned Counsel for the petitioner submits that out of those eight cases, five cases were closed.



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6. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with some stringent conditions.

7. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail in the event of their 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 on condition that

(i) the petitioner 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 learned Judicial Magistrate, Keeranur.

(ii) 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;

(iii) The petitioner shall appear before the respondent police daily at 10.30 am until further orders for interrogation. He has to co-operate for the investigation.

(iv) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses.



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(v) 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/-
22/04/2024

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

LR

To

1.The Judicial Magistrate,
Keeranur.

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

3.The Inspector of Police,
Mathur Police Station,
Pudukottai District.

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

ORDER
IN
CRL OP(MD) No.6116 of 2024
Date :22/04/2024



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ED/ GS /SAR- (29/04/2024) 5P / 5C

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