



CRL OP(MD). No.5797 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.5797 of 2024

1. Ajee Mohamed @ Hajji Mohamed,

2. Risayath @ Mohamed Risayath,

... Petitioners/ Accused Nos. 1 & 2

Vs

The State
The Inspector of Police,
S.P.Pattinam Police Station,
Ramanathapuram District.
(Crime No.24/2024)..

... Respondent/Complainant

For Petitioner : Mr.D.Venkatesh, Advocate
For Respondent : Mr.P.Kottai Chamy,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.24 of 2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

The petitioners, apprehending arrest at the hands of the respondent Police, in connection with a case in Crime No.24 of 2024, for the offence punishable under Sections 294(b), 323, 355 and 506(i) IPC, have filed this petition seeking anticipatory bail.

2. The case of the prosecution is that on 25.02.2024, due to civil dispute, the accused had abused the defacto complainant with filthy language, attacked him with sticks, hands and slippers. They also gave life threat. Hence, the case.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that the defacto complainant sustained simple injury. No previous case is pending against the petitioners.

5. Considering the facts and circumstances of the case and also considering the nature of injury, antecedent of the petitioners, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Criminal Original Petition is ordered and the petitioners are ordered to be released on bail in the event of their arrest or on their appearance



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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 petitioners 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, Thiruvadanai.

(ii) 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;

(iii) The petitioners shall appear before the respondent police as and when required for interrogation. They have to co-operate for the investigation.

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

(v) 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/-
16/04/2024

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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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LR
TO COPY

- 1 THE JUDICIAL MAGISTRATE, THIRUVADANAI.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE, RAMANATHAPURAM DISTRICT.
- 3 THE INSPECTOR OF POLICE
S.P.PATTINAM POLICE STATION, RAMANATHAPURAM DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.D.VENKATESH, Advocate (SR-4530[I] dated 17/04/2024)

ORDER
IN

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Date :16/04/2024

PKP/JGB/SAR /22.04.2024/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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