



CRL OP(MD). No.6082 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.6082 of 2024

1. M.Pandiyan,

2. Parthipan,

3. Pichaiammal,

4. Maruthai @ Marimuthu,

... Petitioners/ Accused 1 to 4

Vs

The Inspector of Police,
Jambunathapuram Police Station,
Trichy District.
Crime No. 73 of 2024.

... Respondent/Complainant

For Petitioner : M/s. EZHILARASU.C,

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. 73 of 2024 on the file of the respondent Police.



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ORDER: The Court made the following order :-

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The petitioners, apprehending arrest at the hands of the respondent Police, in connection with a case in Crime No.73 of 2024, for the offence punishable under Sections 147, 294(b), 323, 324 and 506(ii) IPC, have filed this petition seeking anticipatory bail.

2. The case of the prosecution is that on 12.04.2024, at the time of cleaning a drainage, there was quarrel between the petitioners and the defacto complainant, for which, the accused have attacked the defacto complainant, abused him using filthy language and threatened him with dire consequences. Hence, the case.

3. The learned counsel appearing for the petitioners submits that the defacto complainant only attacked the petitioners, for which, the petitioners have lodged a complaint before the respondent police. Based on that complaint, an FIR in Crime No.74 of 2024 has been registered against the defacto complainant. This is a case in counter. 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 injured has been discharged from the hospital. It is a case and

counter case

<https://www.mhc.tn.gov.in/judis>



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5. Considering the facts and circumstances of the case and also considering 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 ordered and the petitioners are 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 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, Musiri.

(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 daily at 10.00 am for a period of one week for interrogation and thereafter, as and when required. 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



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prosecution witnesses.

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(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/-
22/04/2024

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

LR
TO
1 THE JUDICIAL MAGISTRATE,
MUSIRI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, TRICHY DISTRICT.

3 THE INSPECTOR OF POLICE,
JAMBUNATHAPURAM POLICE STATION,
TRICHY DISTRICT.

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

+1 CC to M/s.C.EZHILARASU, Advocate (SR-4853[I] dated 24/04/2024)



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ORDER
IN
CRL OP(MD) No.6082 of 2024
Date :22/04/2024

SA/VR/SAR. /29.04.2024/5P/6C

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