



CRL OP(MD). No.6253 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 23/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.6253 of 2024

1. Johncy @ Johnmary
2. Thass @ Arockiyadass
3. Raja @ Devaraj

... Petitioners/ Accused No.1,2 & 4

Vs

The Inspector of Police,
Vaiyampatty Police Station,
Trichy District
(Crime No.105/2024.)

... Respondent/Complainant

For Petitioners : M/s.Thiyagarajan.A, Advocate.
For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.105/2024 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.105 of 2024 for the offence under Sections 294(b), 323,



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426 and 506(1) of IPC, have filed this petition seeking anticipatory bail.

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2.The case of the prosecution is that due to land dispute between the parties, the petitioners attacked the defacto complainant and tried to put up a shed in the defacto complainant's property. Hence, the case.

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 Government Advocate (Crl.Side) appearing for the respondent police opposes for grant of anticipatory bail on the ground that the investigation is yet to be completed. It is a case in counter and no previous case is pending against the petitioners.

5.Considering the facts and circumstances of the case, the nature of allegations and also considering the antecedent of the petitioners, 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 learned Judicial Magistrate, Manapparai, Trichy District, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five



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Thousand) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned, 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. They have to co-operate for the investigation.

(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/-
23/04/2024

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/05/2024
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,
Manapparai, Trichy District.
- 2.Do through the Chief Judicial Magistrate,
Trichy District.
- 3.The Inspector of Police,
Vaiyampatty Police Station,
Trichy District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.6253 of 2024
Date :23/04/2024

ED/ GS /SAR- (30/04/2024) 4P / 5C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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