



CRL OP(MD). No.6582 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.6582 of 2024

1. Selvaraj,

2. Marichamy,

3. Jeya Karthick,

4. Parameshwari,

5. Pakkiyam,

... Petitioners/ Accused Nos. 1 to 5

Vs

The Inspector of Police,
Kariyappatti Police Station,
Viruthunagar District.
Cr.No.107/2024.

... Respondent/ Complainant

For petitioners : M/s.Thalaimutharasu.G,Advocate.

For Respondent : Mr.M.Sakthi Kumar,

Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 107/2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

m The petitioners, apprehending arrest at the hands of the respondent police in connection with the case in Crime No.107 of 2024 for the offence under Section 147, 294(b), 323, 354, 355 and 506 (i) I.P.C. and Section 4 of TNPHW Act, have filed this petition, seeking anticipatory bail.

2. The case of the prosecution is that due to boundary dispute, the petitioners and other accused abused the defacto complainant by using filthy language, attacked the brother of the defacto complainant and caused injuries.

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.

4. The learned Government Advocate (Crl. Side) appearing for the respondent submits that there was a dispute between the parties in respect of the boundary and the investigation is yet to be completed. However, he fairly submits that the injured



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was discharged from the hospital. It is a case in counter.

5. Considering the facts and circumstances of the case, nature of offence and considering the fact that the injured was discharged from 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 concerned 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 No.II, Virudhunagar;

(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 by the respondent police. They have to co-operate for the investigation.

(iv) The petitioners shall not misuse the liberty granted to them by indulging in



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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 m The petitioners, apprehending arrest at the hands of the respondent police in connection with the case in Crime No.107 of 2024 for the offence under Section 147, 294(b), 323, 354, 355 and 506 (i) I.P.C. and Section 4 of TNPHW Act, have filed this petition, seeking anticipatory bail.

sd/-
29/04/2024

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/05/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS

TO

1 THE JUDICIAL MAGISTRATE NO.II
VIRUDHUNAGAR.

2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR
DISTRICT @ SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE
KARIYAPPATTI POLICE STATION,
VIRUTHUNAGAR DISTRICT.

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



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

+1 CC to M/s.G.THALAIMUTHARASU, Advocate (SR-5021[I] dated 29/04/2024)

ORDER

IN

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Date :29/04/2024

PKP/JGB/SAR /08.05.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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