



CRL OP(MD). No.6751 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

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1. Murugesh Konar @ Murugan,

2. Alagumani,

3. Esakkiappan,

4. Uchimahali @ Mani,

5. Sivan @ Sivannarayanan,

... Petitioners/ Accused Nos. 2,3,4,5 and 7

Vs

The Inspector of Police,
Radhapuram Police Station,
Tirunelveli District.

Crime No. 188 of 2023.

... Respondent/Complainant

For Petitioners : M/s. Sathya Chidambaram.S,Advocate.

For Respondent : Mr.P.Kottai Chamy,

Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 188 of 2023 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 the case in Crime No.188 of 2023 for the offence under Sections 147, 148, 294(b), 323 and 506(i) and 379 (NP) I.P.C., have filed this petition, seeking anticipatory bail.

2. The case of the prosecution is that due to wordy quarrel in the temple festival, the petitioners abused the defacto complainant by using filthy language, robbed Rs.10,000/- and attacked him with hands and also caused simple injury.

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 the investigation is yet to be completed. However, he fairly submits that the petitioners are not having any previous case and that the defacto complainant sustained simple injury.



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5. Considering the facts and circumstances of the case, nature of offence and considering the fact that the petitioners are not having any previous case, 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 District Munsif cum Judicial Magistrate, Vadipatti, Radhapuram, Tirunelveli District;

(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 10.30 am.,

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for a period of two weeks and thereafter, 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 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/-
30/04/2024

/ TRUE COPY /

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

LS
TO

- 1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, VADIPATTI,
RADHAPURAM,
TIRUNELVELI DISTRICT.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.



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- 3 THE INSPECTOR OF POLICE
RADHAPURAM POLICE STATION,
TIRUNELVELI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.6751 of 2024
Date :30/04/2024

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

Madurai Bench of Madras High Court is issuing certified
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