



CRL OP(MD)No.7161 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 15.05.2024

PRESENT

The Hon`ble Mr.Justice P.VADAMALAI

CRL OP(MD)No.7161 of 2024

1.Lakshmi

2.Gowsalya

3.Kali

4.Ajit

5.Prabhajkar @ Manoj Prabhakar

6.Rajkumar

7.Jeyaraj

... Petitioners/ Accused 1 to 7

Vs

The Inspector of Police,

Melur Police Station,

Madurai District.

Crime No.253 of 2024

... Respondent/Complainant

For Petitioners : Mr.SMP.AMALAN, Advocate

For Respondent : Mr.K.SANJAI GANDHI,
Government Advocate (Crl. Side).

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



CRL OP(MD)No.7161 of 2024

PRAYER :- For Anticipatory Bail in Crime No.253 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners/accused 1 to 7, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 323, 324, 427 & 506(ii) IPC and Section 4 of TNPHW Act, 2002 in Crime No.253 of 2024, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the de-facto complainant's sister had eloped with petitioner's daughter. Hence, the petitioners had quarrel with the de-facto complainant's family members and attacked and damaged the auto worth about Rs.5,000/-. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that in the above said occurrence, no one was sustained any injury.

5. Taking into consideration the facts and circumstances of the case and also the fact that no one was sustained any injured in the above said occurrence, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



CRL OP(MD)No.7161 of 2024

6. Accordingly, 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, Melur, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:

[a] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b] the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders.

[c] Each petitioners are directed to deposit a sum of Rs.1,000/- (Rupees Thousand only) each before the learned Judicial Magistrate, Melur in Crime No.253 of 2024 on the file of the respondent police.

[d] the petitioners shall not tamper with the evidence or witness either during investigation or trial.

[e] the petitioners shall not abscond either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as



CRL OP(MD)No.7161 of 2024

if the conditions have been imposed and the petitioners are released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

[g]If the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
15/05/2024

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

BTR / GBG
TO

1 THE JUDICIAL MAGISTRATE,
MELUR.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE,
MELUR POLICE STATION,
MADURAI DISTRICT.

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

+1 CC to M/s.S.MP AMALAN, Advocate (SR-5542[I] dated 17/05/2024)



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CRL OP(MD)No.7161 of 2024

ORDER
IN
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Date :15/05/2024

SA/GS/SAR. /22.05.2024/5P/6C

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