



CRL OP(MD)No.7177 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.7177 of 2024

Thiruppathi

... Petitioner/Sole Accused

Vs

**The Sub Inspector of Police,
Ulagampatty Police Station,
Sivagangai District.
(Crime No. 57 of 2024)**

... Respondent/Complainant

For Petitioner : Mr.NA.Palaniyandi,Advocate

**For Respondent : Mr.K.Sanjai Gandhi,
Government Advocate (Crl. Side).**

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

PRAYER :-

For Anticipatory Bail in Crime No.57 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 323, 506(i) IPC and Section 4

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



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of Tamil Nadu Prohibition of Women Harassment Act in Crime No.57 of 2024, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 25.04.2024 at about 23.30 hrs, the petitioner attacked the de-facto complainant by using wooden log and abused her in filthy language. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the injured has already been discharged from the hospital.

5. Taking into consideration the facts and circumstances of the case and also the facts that the injured has already been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned District Munsif cum Judicial Magistrate, Singampunari, Sivagangai District, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:

[a] the petitioner 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 petitioner shall report before the respondent police daily at 10.30 a.m., for a period of 15 days and thereafter, as and when required for interrogation.

[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.



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[e]On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is 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].

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

sd/-
15/05/2024

/ TRUE COPY /

/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 DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, SINGAMPUNARI,
SIVAGANGAI DISTRICT.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.



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3 THE SUB INSPECTOR OF POLICE
ULAGAMPATTY POLICE STATION,
SIVAGANGAI DISTRICT.

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

+1 CC to M/s.PALANIYANDI.NA., Advocate (SR-5474[I] dated 16/05/2024)

ORDER

IN

CRL OP(MD) No.7177 of 2024

Date :15/05/2024

PKP/GS/SAR /21.05.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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