



CRL OP(MD). No.7348 of 2024

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

Date : 22.05.2024

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

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1.Elango @ Elangovan

2.Gowtham @ Gowthaman

3.Neethi @ Needhi Devan

... petitioners/ Accused Nos.1 to 3

Vs

The Inspector of Police,
R.S.Manglaam Police Station,
Ramanthapuram District.
Crime No.122 of 2024..

... Respondent/Complainant

For petitioners : Mr.T.Veerakumar,
Advocate.

For Respondent : Mr.M.Sakthi Kumar,
Government Advocate(Crl.side)

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

PRAYER :-

For Anticipatory Bail in Crime No.122 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners /A1 to A3, who apprehend arrest at the hands of the respondent



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police for the offences punishable under Sections 143, 294(b), 448, 332, 323, 324 and 506(ii) of IPC, in Crime No.122 of 2024, on the file of the respondent Police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant is working as the Secretary of Anandur Panchayat. On 15.05.2024 at about 7.30 a.m., when the defacto complainant along with his Assistant namely Kuppu went to Pachanathikottai for repairing the broken pipeline, one Kaliyammal prevented them from discharging their duty. Thereafter, at about 12.10 p.m., the accused persons came with weapons and illegally trespassed into the defacto complainant's office, broken the doors, attacked the defacto complainant and also threatened with dire consequences. Hence the case.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent persons and the false case has been foisted against them. He further submit that the injured is discharged from the hospital. Hence, he prays to grant bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the State would



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submit that injured is treated as inpatient. Hence, he vehemently opposed to grant anticipatory bail to the petitioners.

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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, Thiruvadanai, Ramanathapuram District, 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 stay at Pudukkottai District and he shall report before the Inspector of Police, Thirumayam Police Station, Pudukkottai District, daily at 10.30 a.m., for a period of 15 days and thereafter, he shall report before the



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respondent Police as and when required for interrogation.

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

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

[e]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 if the conditions have been imposed and the petitioners 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/-
22/05/2024

/ TRUE COPY /

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

INDU

TO

1 THE JUDICIAL MAGISTRATE,
THIRUVADANAI, RAMANATHAPURAM DISTRICT.



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2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.

3 THE INSPECTOR OF POLICE
R.S.MANGALAM POLICE STATION, RAMANATHAPURAM DISTRICT.

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

COPY TO:

THE INSPECTOR OF POLICE,
THIRUMAYAM POLICE STATION, PUDUKKOTTAI DISTRICT.

+1 CC to M/s.T.VEERAKUMAR, Advocate (SR-5709[I] dated 23/05/2024)

ORDER
IN
CRL OP(MD) No.7348 of 2024
Date :22/05/2024

SS/GS/SAR- /23/05/2024/5P/7C

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