



CRL OP(MD). No.8226 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 06/06/2024

PRESENT

THE HON'BLE MR.JUSTICE B.PUGALENDHI

CRL OP(MD). No.8226 of 2024

Praveenkumar @ Premkumar,

... Petitioner/ Accused 2

Vs

The Inspector of Police,
Kumbakonam Taluk Police Station,
Thanjavur District.
Cr.No.319/2024

... Respondent/ Complainant

For Petitioner : M/s.GURUMOORTHY.S,
Advocate.

For Respondent : Mr.M.SAKTHI KUMAR,
Government Advocate (Crl.Side)

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

PRAYER :- For Anticipatory Bail in Crime No.319/2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 324 and 506(ii) of IPC in Crime No.319 of 2024, on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the petitioner and the defacto complainant are neighbours. The defacto complainant's mother urinated in the common pathway and when the same was questioned by the petitioner, there was a quarrel, due to which, the petitioner assaulted the defacto complainant with Aruval. Hence, the complaint.

3.The learned counsel appearing for the petitioner submits that due to previous enmity, this case has been foisted as against the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent submits the injured person has been discharged from the Hospital.

5.Considering the facts and circumstances of the case, the fact that the injured has been discharged from the Hospital and also considering that no previous case is pending as against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this criminal original petition is allowed and 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 Judicial Magistrate Court No.II, Kumbakonam on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate



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No.II, Kumbakonam and on further conditions that:

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- i. The petitioner 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;
- ii. The petitioner shall appear before the respondent police as and when required by the respondent police for interrogation.
- iii. The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses. The petitioner shall be available for the trial as well.
- iv. On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
06/06/2024

/ TRUE COPY /

/06/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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VRN

TO

1 THE JUDICIAL MAGISTRATE NO.II,
KUMBAKONAM.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE INSPECTOR OF POLICE,
KUMBAKONAM TALUK POLICE STATION, THANJAVUR DISTRICT.

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

ORDER
IN

CRL OP(MD) No.8226 of 2024

Date :06/06/2024

SA/VR/SAR. /19.06.2024/4P/5C

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