



CRL OP(MD).No.8259 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11.06.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD).No.8259 of 2024

N.Pandiyaraj

... Petitioner/ Accused Rank Not Known

Versus

The Inspector of Police,
Mattuthavani Police Station,
Madurai District.
(Crime No.333 of 2024)

... Respondent/Complainant

For Petitioner : Mr.K.Dinesh,
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.333 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, apprehending arrest at the hands of the respondent Police, in connection with a case in Crime No.333 of 2024, for the offence under Sections 294(b),

427 and 506(ii) IPC altered into Sections 294(b), 307, 427 and 506(ii) IPC, has filed this

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



CRL OP(MD).No.8259 of 2024

petition seeking anticipatory bail.

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2. The case of the prosecution is that on 09.05.2024 at about 3.00 a.m., when the defacto complainant came in his auto near Mattuthavani Vaigai Auto Stand, A1 came with an aruval to assault him. Fortunately, he escaped from the attack. Thereafter, A1 along with other accused persons chased the defacto complainant in a share auto and tried to attack him. But, the defacto complainant parked his auto and escaped from there, due to which, the accused persons had damaged his auto. Hence, the case.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. However, he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) submits that the investigation is yet to be completed. He further submits that the accused persons have damaged the defacto complainant's auto and caused loss to the tune of Rs.10,000/-. He further submits that no one has been injured in the alleged occurrence.



CRL OP(MD).No.8259 of 2024

WEB COPY

5. Considering the facts and circumstances of the case and also considering the fact that no one has been injured in the alleged occurrence, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is ordered 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 learned Judicial Magistrate on condition that

(i) the petitioner executes 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 No.VI, Madurai;

(ii) 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;

(iii) the petitioner shall deposit a sum of Rs.5,000/- (Rupees five thousand only) to the credit of Crime No.333 of 2024 on the file of the learned Judicial Magistrate No.VI, Madurai, without prejudice to his defence before the trial Court and on production of receipt, the concerned Magistrate shall accept the sureties furnished by the petitioner;

(iv) The petitioner shall appear before the respondent police daily at 10.30 a.m.



CRL OP(MD).No.8259 of 2024

until further orders. He has to co-operate for the investigation.

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(v) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses.

(vi) 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/-

11/06/2024

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

OGY
TO

1 THE JUDICIAL MAGISTRATE NO.VI,
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.

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

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

+1 CC to M/s.K.DINESH, Advocate (SR-6357[I] dated 12/06/2024)



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CRL OP(MD).No.8259 of 2024

ORDER

IN

CRL OP(MD) No.8259 of 2024

Date :11/06/2024

RS/GS/SAR-(21.06.2024) 5P 6C

Madurai Bench of Madras High Court is issuing
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