



CRL OP(MD). No.8405 of 2024

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

Date : 10/06/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.8405 of 2024

Palanivelrajan

... Petitioner/ Accused No.7

Vs

The Inspector of Police,
Y.Othakkadai Police Station,
Madurai District.
(In Crime No.179 of 2024).

... Respondent/Complainant

For Petitioner : Mr.K. Rajesh, 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.179 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.179 of 2024, for the offence punishable under Sections 147, 148, 294(b), 323, 324, 427, 307 and 506(ii) IPC, has filed this petition seeking anticipatory bail.



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2. The case of the prosecution is that the due to the dispute between the parties, on 21.05.2024 at about 02.30 p.m., when the defacto complainant and the accused persons were consuming liquor quarrel arose between them. The accused persons assaulted the defacto complainant and his friends and also threatened them with dire consequences. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. The petitioner is arrayed as A7. The co-accused has already been enlarged on bail. The injured has been discharged from the hospital. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that in this case, totally 10 accused involved in the offence. The accused 1 to 6 are still in custody. The victim has sustained injuries on his hand and head. However, he fairly submitted that the injured has been discharged from the hospital and the co-accused/ A10 has already been enlarged on bail.



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5. Considering the facts and circumstances of the case and also considering the fact that the injured has been discharged from the hospital, 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 his arrest or on his appearance within a period of fifteen days from the date of receipt of a copy of this order, before the concerned Judicial Magistrate on condition that

(i) 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, Melur, 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 appear before the respondent police daily at 10.30 a.m., until further orders. The petitioner has to co-operate for the investigation.



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

(v) 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/-
10/06/2024

/ TRUE COPY /

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

PNM

TO

- 1 THE JUDICIAL MAGISTRATE,
MELUR, MADURAI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.
- 3 THE INSPECTOR OF POLICE
Y.OTHAKKADAI POLICE STATION, MADURAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



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+1 CC to M/s.K.RAJESH, Advocate (SR-6372[I] dated 12/06/2024)

ORDER
IN
CRL OP(MD) No.8405 of 2024
Date :10/06/2024

SS/JGB/SAR- /18/06/2024/5P/6C

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