



CRL OP(MD). No.9992 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/07/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

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Kannan,

... Petitioner/ Accused Rank not known

Vs

**The Inspector of Police,
Chinthamanipatty Police Station,
Karur District.
Cr.No.165/2024.**

... Respondent/Complainant

For Petitioner : Mr.Thiyagarajan.A, Advocate.

**For Respondent : Mr.M.Vaikkam Karunanithi,
Government Advocate (Crl.Side)**

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

PRAYER :-

For Anticipatory Bail in Crime No.165/2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/ Accused Rank Not Known, who apprehends arrest at the hands of



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the respondent police for the offences punishable under Sections 436 and 511 of IPC, in Cr.No.165 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that during the temple festival there was a quarrel between two parties, while that being so, the petitioner along with other accused persons said to have threw the petrol bottle. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case.

4.The learned Government Advocate(Crl.Side) would submit that totally six accused in this case, the petitioner herein is A4. A1, A2, A5 and A6 were arrested and remanded to judicial custody, in which A1 was released on bail and he strongly opposed to grant anticipatory bail to the petitioner.

5.Considering the facts and circumstances of the case and also considering the co-accused released on bail, 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 his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate-I, Kuzhithalai, 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 respondent Police or to the Police Officer, who intends to arrest or 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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall report before the respondent police daily at 10.30 am for a period of two weeks and thereafter, as and when required for interrogation;

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner 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 petitioner in accordance with

law as if the conditions have been imposed and the petitioner released on bail by the

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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]; and;

(f)if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
05/07/2024

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/07/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

RMK
TO

- 1 THE JUDICIAL MAGISTRATE NO.I
KUZHITHALAI.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
KARUR DISTRICT.
- 3 THE INSPECTOR OF POLICE
CHINTHAMANIPATTY POLICE STATION,
KARUR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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+1 CC to M/s.C.SUSIKUMAR, Advocate (SR-7552[I] dated 05/07/2024)

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ORDER
IN

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Date :05/07/2024

PKP/GS/SAR /19.07.2024/ 5P/6C

Madurai Bench of Madras High Court is issuing certified
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