



CRL OP(MD). No.10883 of 2024

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

Date : 19/07/2024

PRESENT

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

CRL OP(MD). No.10883 of 2024

Madhu Kumar

... Petitioner/ Accused Rank not known

Vs

The Inspector of Police,
Eraniel Police Station,
Kanyakumari District
(Crime No. 276/2024.)

... Respondent/Complainant

For Petitioner : Mr.Ramakrishna Dass.N.S, Advocate.

For Respondent : Mr.K.Sanjay Gandhi,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 B.N.N.S

PRAYER :-

For Anticipatory Bail in Crime No. 276 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 201, 153, 505(3) and 120B of IPC



CRL OP(MD). No.10883 of 2024

r/w Section 4 of TNPPDL Act in Cr.No.276 of 2024, seeks anticipatory bail.

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2.The case of the prosecution is that the defacto complainant is the Vice President of the Karancaud Parish and on 23.06.2024 at 1.45 am while the informant was going near the house of one Durairaj on West Street along with one Ugin Arul and Alocious found that that the sound box that had been tied on the electric poles lying damaged and when they went near it, petrol smell emanating the said sound box and two CCTV cameras were also found to have been damaged by unknown persons. Hence, the complaint

3.The learned counsel for the petitioner would submit that the petitioner is an innocent and he has been falsely implicated in this case. Hence, the learned counsel prays for anticipatory bail to the petitioner.

4. The learned Government Advocate (criminal side) would submit that the damage caused is worth about Rs.10,000/- and the petitioner is having one previous case. He would further submit that in this case, A1 to A3 were arrested and released on bail.

5. Considering the facts and circumstances of the case and also considering the fact that the co-accused have already been released on bail, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest



CRL OP(MD). No.10883 of 2024

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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, Eraniel, 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 10.00 a.m for a period of one week 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 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;



CRL OP(MD). No.10883 of 2024

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

sd/-
19/07/2024

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

SKN

To

1.The Judicial Magistrate,
Eraniel.

2.Do through the Chief Judicial Magistrate,
Kanyakumari District at Nagercoil.

3.The Inspector of Police,
Eraniel Police Station,
Kanyakumari District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.10883 of 2024
Date :19/07/2024



CRL OP(MD). No.10883 of 2024

ED/ JGB /SAR- (29/07/2024) 5P / 5C

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