



CRL OP(MD). No.10911 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.10911 of 2024

Rengarajan,

... Petitioner/ Accused Rank not known

Vs

The Inspector of Police,
Madukkur Police Station,
Thanjavur District,
Crime No.Not known of 2024.

... Respondent/Complainant

For Petitioner : Mr.K.Selvaraj,
Advocate.

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

PRAYER :- For Anticipatory Bail in Crime No.Not known of 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 the first respondent police for the alleged offence under Sections 294(b), 323 and 506



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(i) I.P.C now amended under Sections 296(b), 115(2), 351 (2) of Bharatiya Nyaya Sanhita, 2023, in Crime No. Not Known of 2024, seeks anticipatory bail.

2.The case of the prosecution is that due to property dispute, the petitioner is said to have abused the defacto complainant and also assaulted him with ulterior motive.

3.The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He further submitted that the petitioner also sustained injury. Hence, he prays for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.Side) appearing for the State submitted that it is a case and counter case. This case is at CSR stage and the petition enquiry is pending.

5. Considering the facts and circumstances of the case and also considering the facts that it is a case and counter case, I am inclined to grant anticipatory bail to the petitioner.



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6. Accordingly, the petitioner is granted anticipatory bail and he 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, Pattukkottai, Thanjavur District, 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) if the petitioner failed to surrender before the concerned Magistrate within a period of 15 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) the sureties shall affix his photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure his identity;

(c) 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;

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



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(e) the petitioner shall not abscond either during investigation or trial;

(f) 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;

(g) if the accused thereafter absconds, a fresh FIR can be registered under

Section 229-A IPC

sd/-

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Sub-Assistant Registrar (CS-I/ II / III/ IV)

Madurai Bench of Madras High Court,

Madurai - 625 023.

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TO

1. THE JUDICIAL MAGISTRATE, PATTUKKOTTAI, THANJAVUR DISTRICT,

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR @ KUMBAKONAM.

3. THE INSPECTOR OF POLICE,
MADUKKUR POLICE STATION,
THANJAVUR DISTRICT,



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

+1 CC to M/s.K.SELVARAJ, Advocate (SR-8156[I] dated 19/07/2024)

ORDER
IN
CRL OP(MD) No.10911 of 2024
Date :19/07/2024

RK/VR (29/07/2024) 5P / 6C

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