



CRL OP(MD). No.11751 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 26/07/2024

PRESENT

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

CRL OP(MD). No.11751 of 2024

Ramalan @ Ramalan Khan,

... Petitioner/ Accused No.4

Vs.

The Inspector of Police,
Mimisal Police Station,
Pudukottai District.
(Cr.No.160 of 2022)

... Respondent/ Complainant

For Petitioner : M/s.M.J.Ameer Hussain,
Advocate.

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

Petition for anticipatory bail under section 482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.160 of 2022 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 147,341,294(b),324& 506(ii) IPC, in
Cr.No.160 of 2022, seeks anticipatory bail.

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



CRL OP(MD). No.11751 of 2024

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2.The case of the prosecution is that due to previous motive between the parties, the petitioner and other accused said to have abused the defacto complainant in filthy language and also assaulted him with empty beer bottle and caused injury. 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. He would further submit that the injured was discharged from the hospital. Hence, he prays for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate(Crl.Side) would submit that the injured was discharged from the hospital. But, however, the petitioner is having 3 previous cases and the investigation is pending. Hence, he strongly opposed to grant anticipatory bail to the petitioner.

5.Considering the facts and circumstances of the case and also considering the fact that the injured was discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, this Petition is allowed and 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 (*)**District Munsif Cum Judicial Magistrate, Manamelkudi**, on condition that the petitioner shall execute a



CRL OP(MD). No.11751 of 2024

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 three 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



CRL OP(MD). No.11751 of 2024

WEB COPY

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;

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

sd/-
26/07/2024

(*)AMENDED AS PER THE COMMON ORDER OF THE COURT dated 09.09.2024 in CRL MP (MD)Nos.9440 & 9442 OF 2024 in CRL OP(MD) No.11751 of 2024.

FURTHER TIME IS EXTENDED FOR A PERIOD OF ONE WEEK.

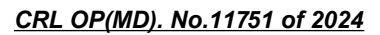
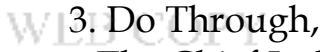
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/10/2024
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO
TO BE SUBSTITUTED WITH THE ORDER DATED 26/07/2024 ALREADY DESPATCHED

1.The District Munsif cum Judicial Magistrate, Manamelkudi

2. The Judicial Magistrate,
Aranthangi



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

Date :26/07/2024

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