



CRL OP(MD). No.12435 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.12435 of 2024

- | | |
|--------------------------------------|-------------------------------|
| 1. R Rajasekar, | ... Petitioner/ Accused No.1 |
| 2. Joseph Antony Doss, | ... Petitioner/ Accused No.4 |
| 3. Vaikal Venkatesh @ Venkateswaran, | ... Petitioners/ Accused No.6 |

Vs

The Inspector of Police,
E5 Mattuthavani Police Station,
Madurai City.
Crime No. 548/2024.

... Respondent/Complainant

Karuppaiya

... Intervener Petitioner/Defacto Complainant
In CrI.MP(MD).8065/2024 in CrI.OP(MD).12435/2024

For Petitioners: M/s. Rajiv Gandhi. K,
Advocate.

For Respondent : Mr.R.M.Anbuinithi,
Additional Public Prosecutor

For Intervener : Mr.A.Joseph Jerry,
Advocate.

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No. 548 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

<https://www.mhc.tn.gov.in/judis> The petitioners/A1, A4 & A6, who apprehend arrest at the hands of the



CRL OP(MD). No.12435 of 2024

respondent police for the offences punishable under Sections 296(b), 191(2), 127(2), 131, 351(3) of BNS, 2023, in Crime No.548 of 2024, seek anticipatory bail.

WEB COPY

2.The case of the prosecution is that the petitioners are said to have harassed a driver of the travels namely, one Karuppaiya for cheating money by way of illegal tickets and luggages and taken the same as video and posted that in their travels whats-app group. Hence, the complaint.

3.Heard both sides.

4. Considering the nature of the allegation against the petitioners and also considering the facts that the defacto complainant is present before this court and submitted that subsequent to the occurrence, the accused wanted to forgive and forget and now, the defacto complainant is continuing employment with the accused and that there are no bad antecedents with respect to the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5.Accordingly, the petitioners are ordered to be released on bail in the event of their arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, No.VI, Madurai, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/-(Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:



CRL OP(MD). No.12435 of 2024

WEB COPY

(a) the petitioners 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 petitioners shall report before the respondent police daily at 10.30 am for a period of one week and thereafter, as and when required for interrogation;

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

(d) the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 abscond, a fresh FIR can be registered under Section 229-A IPC.

sd/-
09/08/2024

/ TRUE COPY /

/08/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD). No.12435 of 2024

DSS

TO

WEB COPY

1 THE JUDICIAL MAGISTRATE NO.VI,
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE,
E5 MATTUTHAVANI POLICE STATION,
MADURAI CITY.

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

+1 CC to M/s.K.RAJIV GANDHI, Advocate (SR-9774[I] dated 09/08/2024)

ORDER IN

CRL OP(MD) No.12435 of 2024

Date :09/08/2024

SA/JGB/SAR. /20.08.2024/4P/6C

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