



CRL OP(MD)No.12395 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 01.08.2024

PRESENT

The Hon`ble **MR.JUSTICE AA.NAKKIRAN**

CRL OP(MD)No.12395 of 2024

Mohamed Jameel

... Petitioner/ Accused No.2

Vs

The Inspector of Police,
Parthibanoor Police Station,
Ramanathapuram District.
(Crime No.90 of 2023)

... Respondent/ Complainant

For Petitioner : Mr.C.Senthil Murugan

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.90 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police

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for the alleged offence punishable under Sections 341, 294(b), 323, 324 & 506(ii) IPC in Cr.No.90 of 2023 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that due to previous motive, the petitioner and other accused assaulted the defacto complainant and also threatened with dire consequences. Hence, the case.

3.The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution.

4.The learned Additional Public Prosecutor. for the respondent submits that the petitioner is having one previous case pending as against him.

5.Considering the facts and circumstances of this case, this Court is inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this criminal original petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a



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period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Paramakudi on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand) 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;

(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



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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;

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

Sd/-

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Sub-Assistant Registrar

(C.S.I /II / III / IV)

Madurai Bench of Madras High Court,

Madurai - 625 023.

gns

TO

- 1.The Judicial Magistrate,
Paramakudi.
2. -do through The Chief Judicial Magistrate, Ramanathapuram District.
- 3.The Inspector of Police,
Parthibanoor Police Station,
Ramanathapuram District.



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

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RD/SKN(27/08/2024) 5P / 5C

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