



CRL OP(MD). No.12815 of 2024

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

Date : 07/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.12815 of 2024

Saravanan

... Petitioner/ Accused Rank not known

Vs

1.The Inspector of Police,
Ulagampatti Police Station,
Sivagangai District.
(Crime No. 82/2024.)

... Respondent/Complainant

2.Subbaiah

... Intervening Petitioner /
Defacto Complainant
in CRL MP(MD) No.7976 of 2024

For Petitioner : M/s.R.Ponkarthikeyan, Advocate.

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

For Intervener : M/s.A.Arul Jenifer, Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec.482 BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 82 of 2024 on the file of the Respondent police.



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ORDER: The Court made the following order :-

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The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(1) and 351(1) of BNS in crime No.82 of 2024 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that due to property dispute between the parties, the petitioner herein and other accused have attacked the defacto complainant and also abused him filthy language. Hence, the complaint.

3. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent Police and the learned counsel for the intervenor.

4. Considering the nature of allegations and considering the fact that on the next day, the defacto complainant got discharged from the hospital and thereafter, gave a complaint on 31.07.2024, I am inclined to enlarge the petitioner on anticipatory bail.

5. Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or her appearance, on executing 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 learned Judicial Magistrate, Singampunari.



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(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

(ii)the petitioner shall report before the respondent Police, daily at 10.30 am for a period of four weeks and thereafter as and when required for interrogation;

(iii)the petitioner shall not tamper with evidence or witness;

iv)the petitioner shall not abscond during trial.

v)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].

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

sd/-
07/08/2024

/ TRUE COPY /

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



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TRP
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To

1.The Judicial Magistrate,
Singampunari.

2.Do through the Chief Judicial Magistrate,
Sivagangai District.

3.The Inspector of Police,
Ulagampatti Police Station,
Sivagangai District.

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

+1 CC to M/s.R.PON KARTHIKEYAN, Advocate (SR-9623[I] dated 08/08/2024)

ORDER
IN

CRL OP(MD) No.12815 of 2024

Date :07/08/2024

ED/ GS /SAR- (19/08/2024) 4P / 6 C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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