



CRL OP(MD). No.13043 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.13043 of 2024

Jesupandi @ Seshpandi

... Petitioner/ Accused No.1

Vs

The Inspector of Police,
Karimedu Police Station,
Madurai City.
Crime No.343 of 2024..

... Respondent/Complainant

For Petitioner : Mr. M.Shakul Hameed,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS / 438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime no.343 of 2024 on the file of the Respondent Police.



CRL OP(MD). No.13043 of 2024

ORDER : The Court made the following order :-

WEB COPY

The petitioner/ A1, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 387, 427 and 506(2) of IPC, in Cr.No.343 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant is running a waste paper shop. On 17.06.2024, in inebriated condition, the petitioner and the other accused demanded a sum of Rs.500/- as mamool from the defacto complainant. When the same was refused by him, they are said to have trespassed into the shop and caused damage to the TV and two wheelers, which was parked near the shop. Hence, the complaint.

3.Heard both sides.

4.Considering the facts and circumstances of the case and also considering the fact that the petitioner is having 4 previous cases under Section 75 alone, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.Accordingly, the petitioner is ordered to be released on bail in the event of arrest

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



CRL OP(MD). No.13043 of 2024

WEB COPY

or his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.5, Madurai, 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 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 a.m, 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 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;



CRL OP(MD). No.13043 of 2024

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

sd/-
09/08/2024

/ TRUE COPY /

/08/2024

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

DSS

TO

1. The Judicial Magistrate No.5, Madurai,
2. Do-Through The Chief Judicial Magistrate,
Madurai District.
3. The Inspector of Police,
Karimedu Police Station,
Madurai City.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.M.SHAKUL HAMEED, Advocate (SR-9742[I] dated 09/08/2024)

ORDER
IN
CRL OP(MD) No.13043 of 2024
Date :09/08/2024



CRL OP(MD). No.13043 of 2024

WIKI RK/GS (20/08/2024) 5P / 6C

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