



CRL OP(MD). No.13647 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13647 of 2024

Sri Hari

... Petitioner/Unknown Accused

Vs

The Inspector of Police,
Thallakulam Police Station,
Madurai City, Madurai.
(Crime No.858/2024).

... Respondent/Complainant

For Petitioner : M/s.William Christopher J,
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.858/2024 on the file of the Respondent Police.



CRL OP(MD). No.13647 of 2024

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 191(2), 191(3), 296(b), 333, 115(2), 118(1), 109 and 351(3) of BNS, in Cr.No.858 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that due to previous enmity, the petitioner along with other accused are said to have abused the defacto complainant in filthy language and attacked him with deadly weapons. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations and the age of the petitioner and also considering the fact that there are no bad antecedent against the petitioner, 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 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.II, Madurai, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand



CRL OP(MD). No.13647 of 2024

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) it is made clear that if the petitioner is involved in any other similar activities hereafter, the anticipatory bail granted by this Court shall stand cancelled automatically.

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioner shall not abscond either during investigation or trial;

(f) 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



CRL OP(MD). No.13647 of 2024

in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;

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(g)if the accused thereafter absconds, a fresh FIR can be registered under

Section 229-A IPC.

sd/-
20/08/2024

/ TRUE COPY /

/09/2024

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

DSS

TO

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

+1 CC to M/s.J.WILLIAM CHRISTOPHER, Advocate (SR-10159[I] dated
20/08/2024)

ORDER
IN
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Date :20/08/2024



CRL OP(MD). No.13647 of 2024

WRK/ED (05/09/2024) 5P / 6C

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