



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15100 of 2024

Ramar @ Rajendran

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Ambasamudram Police Station,
Tirunelveli District.
Crime No.109/2022.

... Respondent/Complainant

For Petitioner : M.Beema Rao,
Advocate.

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.109/2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who apprehends arrest at the hands of the
<https://www.mhc.tn.gov.in/judis>

respondent police for the offences punishable under Sections 153A, 504 and 505(1)



(b) of IPC, in Cr.No.109 of 2022, seeks anticipatory bail.

2.The case of the prosecution is that in the year 2022, the petitioner indulged in provocating speech. Hence, the complaint.

3. Heard both sides.

4. Considering the nature of the allegations against the petitioner that he indulged in provacating speech in the year 2022 and also considering the argument of the learned counsel for the petitioner that he will not hereinafter use such unparliamentary words or some inflammatory words in his speeches, 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, Ambasamudram, Tirunelveli District, 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;

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(b) as per the undertaking given by the learned counsel for the petitioner, the



petitioner shall file an affidavit before the trial Court that he will not use such unparliamentary words or some inflammatory words in his speeches in future;

(c)the petitioner shall report before the respondent police daily at 10.30 a.m, for a period of two weeks and thereafter, as and when required for interrogation;

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

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

sd/-
09/09/2024

/ TRUE COPY /

/ 09/2024

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE JUDICIAL MAGISTRATE
AMBASAMUDRAM, TIRUNELVELI DISTRICT.



2 DO-THROUGH :

THE CHIEF JUDICIAL MAGISTRATE, THIRUNELVELI
DISTRICT.

3 THE INSPECTOR OF POLICE,
AMBASAMUDRAM POLICE STATION,
TIRUNELVELI DISTRICT.

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

+1 CC to M/s.M.BEEMA RAO, Advocate (SR-11084[I] dated 10/09/2024)

ORDER

IN

CRL OP(MD) No.15100 of 2024

Date : 09/09/2024

BV(21/09/2024) 4P/ 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.