



CRL OP(MD). No.14977 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 06.09.2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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1. Hariharan @ Arikrishnan
2. Vidya
3. Muniyandi @ Munisamy
4. Poomayil
5. Ramalingam

... Petitioners/ A1,3,4,5 & 6

Vs

The Inspector of Police,
Y.Othakadai Police Station,
Madurai District.
Crime No.337 of 2024

... Respondent/Complainant

For Petitioners : Mr.K.Rajesh,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec. 482 BNSS

PRAYER :- For Anticipatory Bail in Crime No.337 of 2024 on the file of the Respondent police.



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ORDER : The Court made the following order :-

The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 329(3), 296(b), 115(2), 118(4), 324(2), 351(3) of BNS and Section 4 of TNPWH Act, in Crime No.337 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity with regard to pathway, the petitioners are said to have attacked the defacto complainant and caused injury . Hence, the complaint.

3.Heard the learned counsel on either side and perused the material records of the case.

4.Considering the nature of allegations that on account of the pathway dispute and also considering the fact that it is a case and counter, I am inclined to enlarge the petitioners on anticipatory bail with certain conditions.

5.Accordingly, this Petition is allowed and the petitioners are ordered to be



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released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned District Munsif cum Judicial Magistrate, Melur, Madurai District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two common sureties, 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 petitioners 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 petitioners 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. It is made clear that no relaxation of the condition for the said period will be entertained by this court;

(c) the petitioners shall not tamper with evidence or witness either during investigation or trial;



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(d) the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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/-
06/09/2024

(*) For Corrected as per Order of this
Hon'ble Court dt.16.10.2024 in Crl.OP
(MD).14977/2024.

/ TRUE COPY /

/10/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

JBR

TO

TO BE SUBSTITUTED WITH THE ORDER DT.06/09/2024 IS ALREADY
DESPATCHED

1 THE DISTRICT MUNSIF CUM

JUDICIAL MAGISTRATE, MELUR, MADURAI DISTRICT.



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2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE,
Y.OTHAKADAI POLICE STATION, MADURAI DISTRICT.

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

+1 CC to M/s.K.RAJESH, Advocate (SR-12518 [I] dated 16/10/2024)

ORDER

IN

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Date :06/09/2024

SS/VR/SAR- /26/09/2024/5P/6C

TRP

SA/MMS/SAR. /18.10.2024/5P/6C

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