



CRL OP(MD). No.15029 of 2024

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.15029 of 2024

1. G.Moorthi

2. G.Jeeva

(*)3. Seethalakshmi

4. J.Prabhakaran

... Petitioners/ A1 to A4

Vs

The Inspector of Police,
M.Reddiapatti Police Station,
Virudhunagar District.
Crime No.97 of 2024

... Respondent/Complainant

For Petitioners: Mr.V.Angusamy,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



CRL OP(MD). No.15029 of 2024

PRAYER :- For Anticipatory Bail in Crime No.97 of 2024 on the file of the Respondent police.

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 296(b), 115(2) and 351(3) of BNS, in Crime No.97 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to family dispute between the parties, 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 allegation that it is a case and counter and also considering the fact that there are no bad antecedent against the petitioners, I am inclined to enlarge the petitioners on anticipatory with certain conditions.

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



CRL OP(MD). No.15029 of 2024

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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 three 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;

(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;



CRL OP(MD). No.15029 of 2024

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

sd/-
09/09/2024

(*)CORRECTED AS PER ORDER OF THE COURT DATED 25.10.2024 IN CRL MP (MD)NO.11463 OF 2024 IN CRL OP(MD) NO.15029 OF 2024

TIME FOR EXECUTING THE SURETIES IS EXTENDED FOR A PERIOD OF ONE WEEK FROM THE DATE OF RECEIPT OF A COPY OF THIS ORDER.

/ TRUE COPY /

/11/2024

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

JBR
TO

TO BE SUBSTITUTED WITH THT ORDER DATED 09/09/2024 ALREADY DESPATCHED

1 THE JUDICIAL MAGISTRATE,
ARUPPUKOTTAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE,
M.REDDIAPATTI POLICE STATION,
VIRUDHUNAGAR DISTRICT.



CRL OP(MD). No.15029 of 2024

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

+1 CC to M/s.V.ANGUSAMY, Advocate (SR-11074[I] dated 10/09/2024)

ORDER
IN
CRL OP(MD) No.15029 of 2024
Date :09/09/2024

SA/VR/SAR. /01.10.2024/5P/6C

RK/VR (23.11.2024) 5P/6C

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