



CRL OP(MD). No.15252 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15252 of 2024

(*)1. Vijayasankar

2. Devaki @ Devika

... Petitioners/ Accused No.1&2

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
Thuvarankurichi Police Station,
Trichy District.
(Crime No. 193 of 2024.)

... Respondent/Complainant

For Petitioners : M/s. Paramasivam.M, 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. 193 of 2024 on the file of the respondent Police.



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ORDER : The Court made the following order :-

The petitioners/A1 & A2, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 296(b), 115(2), 118(1) and 351(3) of BNS, in Crime No.193 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to civil dispute between the parties, the petitioners are said to have abused the defacto complainant in filthy language and assaulted him and caused head injury. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations and also considering the facts that the matter relates to case and counter and the injured being discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5.Accordingly, the petitioners are ordered to be released on bail in the event of their arrest or their appearance, within a period of fifteen days from the date of



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receipt of a copy of this order, before the Judicial Magistrate Court, Manaparai, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum 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 am for a period of three weeks and thereafter, as and when required for interrogation;

(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;



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

sd/-
10/09/2024

**(*)CORRECTED AS PER THE ORDER OF THIS
HON'BLE COURT IN CRL OP(MD).15252 OF
2024 DATED 15/10/2024.**

/ TRUE COPY /

/09/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS

To
**TO BE SUBSTITUTED WITH THE ORDER DATED 10/09/2024 ALREADY
DESPATCHED**

1.The Judicial Magistrate,
Manaparai.

2.Do through the Chief Judicial Magistrate,
Trichy District.

3.The Inspector of Police,
Thuvarankurichi Police Station,
Trichy District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.M.PARAMASIVAM, Advocate (SR-11114[I] dated 10/09/2024)



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ORDER

IN

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Date :10/09/2024

ED/ SG /SAR- (24/09/2024) 5P /6 C

JBR

SS/JGB/SAR- /22/10/2024 5P/6C

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