



CRL OP(MD). No.16391 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 27/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.16391 of 2024

T Selvakumar,
(*)S/o.T Selvakumar

... Petitioner/1st Accused

Vs

The State of Tamil Nadu,
Rep By,The Inspector of Police,
T.Kallupatti Police Station,
Madurai.
Cr.No.196 of 2024..

... Respondent/Complainant

For Petitioner : Mr.Surendran P,
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.196 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioner/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 115(2), 118(1), 126(2), 296(b) and 109 of BNS, 2023 in Crime.No.196 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that due to wordy quarrel, the petitioner herein has attacked the defacto complainant with hands and wooden log and also abused him in filthy language. Hence, the complaint.

3. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl side) appearing for the respondent Police and perused the materials available on record.

4. Considering the nature of allegations that the petitioner was involved in a road rage when the defacto complainant was travelling in a car and accosted them as to why they are driving the two wheeler in such a rash manner they are said to have attacked the defacto complainant with hands and also with a wooden stick and also considering the fact that the co-accused has already been released on



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bail, I am inclined to enlarge the petitioner on anticipatory bail with certain conditions.

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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 District Munsif Cum Judicial Magistrate, Periyayur, Madurai 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;

(b) The petitioner shall serve in the accident and other ward and assist the staff in cleaning the ward for three working days at Virudhunagar Medical College Hospital and the said service shall be certified and reported to the investigating



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Officer by the concerned Nursing Superintendent;

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(c) the petitioner shall report before the respondent police daily at 10.30 am 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.

(*)Corrected as per the order dated 21.10.2024 in CrI.O.P.(MD).No.16391 of 2024.

sd/-

21/10/2024

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/12/2024

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

TRP



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(*)To be substituted to the order already despatched on 19.10.2024.

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TO

- 1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE,
PERIAYUR, MADURAI DISTRICT.
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
- 3 THE INSPECTOR OF POLICE,
T.KALLUPATTI POLICE STATION,
MADURAI.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

COPY TO:
THE NURSING SUPERINTENDENT
VIRUDHUNAGAR MEDICAL COLLEGE HOSPITAL,
VIRUDHUNAGAR.

ORDER
IN

CRL OP(MD) No.16391 of 2024

Date :27/09/2024

SS/JGB/SAR- /19/10/2024/ 5P/6C

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KVL/MMS/SAR- /03/12/2024/ 5P/6C

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