



CRL OP(MD). No.17157 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/10/2024

PRESENT

The Hon`ble Mr.Justice **D.BHARATHA CHAKRAVARTHY**

CRL OP(MD). No.17157 of 2024

1. Muthuramalingam

2. Muniyammal @ Ramathathal

3. Ayyathurai

4. Karthick Kumar @ Karthik

5. Anathababu

... Petitioners/ Accused Nos.1 to 5

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
Elayram Pannai Police Station,
Virudhunagar District.
Crime No. 121/2024.

... Respondent/Complainant

For Petitioner : Mr.Jerin Mathew, Advocate

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



CRL OP(MD). No.17157 of 2024

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

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PRAYER :-

For Anticipatory Bail in Crime No. 121 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), 127(2), 115(2), 118(1) and 351(3) BNS r/w Section 4 of TNPHW Act, in Crime No.121 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to civil dispute, the accused persons have abused the defacto complainant and her family using filthy language and attacked them. Hence, the complaint.

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

4.Considering the facts and circumstances of the case and also considering the fact that the occurrence arose on account of the civil dispute and it is a case and



CRL OP(MD). No.17157 of 2024

counter, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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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-I at Sattur**, 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 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 am for a period of two weeks.**

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



CRL OP(MD). No.17157 of 2024

WEB COPY

(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 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;

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

sd/-
04/10/2024

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/10/2024

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

LR
TO
1 THE JUDICIAL MAGISTRATE NO.I
SATTUR.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR DISTRICT AT SRIVILLIPUTHUR.



CRL OP(MD). No.17157 of 2024

3 THE INSPECTOR OF POLICE,
ELAYRAM PANNAI POLICE STATION, VIRUDHUNAGAR DISTRICT.

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

ORDER
IN
CRL OP(MD) No.17157 of 2024
Date :04/10/2024

SS/VR/SAR- /18/10/2024/ 5P/5C

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