



CRL OP(MD). No.17411 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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1. V.Velmurugan,

2. P Kalaivanan,

3. M Arun,

4. M Ananth,

5. Shankar,

6. Rajmohan,

7. Mariyammal,

... Petitioners/ Accused No.1 to 5, 7 & 8

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
M. Chathirapatti Police Station.
Madurai District.
Crime No.95 of 2024..

... Respondent/ Complainant



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For Petitioners : Mr.Arul Joseph D,
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.95 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 118(1), 126(2) and 351(3) of BNS and Section 4 of TNPWH Act, in Crime.No.95 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity, the petitioners herein and other accused have attacked the defacto complainant and also abused him in filthy language. Hence, the complaint.

3. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl. side) appearing for the respondent Police and perused the materials



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available on record.

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4. Considering the nature of occurrence that it is continuous rivalry in order to get the first honour in the temple and considering the fact that the injured was discharged from the hospital, I am inclined to enlarge the petitioners on anticipatory bail with certain conditions.

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.V, Madurai 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;



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(b) the petitioners are directed to serve as a Assistant to the floor sweeper in the Government Rajaji Hospital, Madurai for a period of two working days and the same has to be supervised by the concerned Investigating Officer;

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

(e) the petitioners 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 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;



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

sd/-
18/10/2024

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/11/2024

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

TRP

TO

1. THE JUDICIAL MAGISTRATE NO.V, MADURAI
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
3. THE INSPECTOR OF POLICE,
M.CHATHIRAPATTI POLICE STATION.
MADURAI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO
THE OFFICER IN CHARGE,
GOVERNMENT RAJAJI HOSPITAL, MADURAI

+1 CC to M/s.M.MARAN, Advocate (SR-12668[I] dated 18/10/2024)



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ORDER
IN
CRL OP(MD) No.17411 of 2024
Date :18/10/2024

RK/VR (18/11/2024) 6P / 7C

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