



CRL OP(MD). No.17827 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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1. Saravanan

2. Sivakumar

... Petitioners/ Accused Rank not known

Vs

The State of Tamil Nadu rep by,
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai Dsitric.
(Crime No.371 of 2024.)

... Respondent/Complainant

For Petitioners : Mr.M.Jegadeesh Pandian, 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.371 of 2024 on the file of the respondent Police.



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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 191(2), 115(2), 303(2), 324(4), 351(3) of BNS, 2023, in Crime No.371 of 2024, seek anticipatory bail.

2.The case of the prosecution is that when the defacto complainant along with his client went to a property at Alagappar Street, Burma Colony, Karaikudi, the petitioners and 50 unknown persons are said to have abused the defacto complainant in filthy language and assaulted him. In that riotous, he lost his 5 sovereigns of a gold chain and 1 sovereign of a gold ring. Further, they damaged the glass of BMW Car. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the occurrence that it is a case and counter, and the petitioners were part of the riotous mob, threatened the opposite side when they tried to survey their property, 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 receipt of a copy of this order, before the learned Judicial Magistrate, Karaikudi,



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Sivagangai District, 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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229-A IPC.

(f)if the accused thereafter abscond, a fresh FIR can be registered under Section

sd/-
19/10/2024

/ TRUE COPY /

/11/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS

To

- 1.The Judicial Magistrate,
Karaikudi, Sivagangai District.
- 2.Do through the Chief Judicial Magistrate,
Sivagangai District.
- 3.The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.M.JEGADEESH PANDIAN, Advocate (SR-12844[I] dated
21/10/2024)

ORDER
IN
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Date :19/10/2024



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ED/ SKn /SAR- (13/11/2024) 5P / 6C

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