



CRL OP(MD)No.18691 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 29.10.2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD)No.18691 of 2024

Jalaludeen Ahamed

... Petitioner/ Accused

Vs

The Inspector of Police,
Melapalayam Police Station,
Tirunelveli City,
Tirunelveli.
(Crime No.310 of 2024)

... Respondent/Complainant

For Petitioner : Mr.K.Navaneetharaja, 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.310 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent Police for the alleged offence under Sections 115(2), 133 of BNS and Section 75 of the



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Juvenile Justice (Care and Protection of Children) Act, 2015, in Crime No.310 of 2024, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner being the teacher in the neat Academy is said to have given corporal punishment to the students and caused blood injury. Hence, the complaint.

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

4. Considering the nature of allegation in this case that the petitioner being the teacher in the neat Academy is said to have given corporal punishment to the students and considering the video footage which is shown before this Court where the petitioner is seem to be wielding the cane and hitting the students on the lower part of the limbs, I am inclined to enlarge the petitioner on anticipatory bail with certain conditions.

5. Accordingly, this Petition is allowed and the petitioner is ordered to be released on bail in the event of his arrest or his 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, Tirunelveli, 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



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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 report before the respondent police daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation. It is made clear that no relaxation of the condition for the said period will be entertained by this court;

(c)the petitioner shall file an affidavit of undertaking that during the Academy either himself or not other staff will be wielding the cane inside the Academy.

(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;



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

sd/-
29/10/2024

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

JBR

To

1.The Judicial Magistrate No.V,
Tirunelveli.

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

3.The Inspector of Police,
Melapalayam Police Station,
Tirunelveli City, Tirunelveli.

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

+1 CC to M/s.K.NAVANEETHA RAJA, Advocate (SR-13372[I] dated 29/10/2024)

ORDER
IN
CRL OP(MD) No.18691 of 2024
Date :29/10/2024



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ED/ SKN /SAR- (12/11/2024) 5P / 6C

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