



CRL OP(MD). No.19682 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/11/2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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Manikandan

... Petitioner/ Accused No.1

Vs

The Inspector of Police,
Avaniyapuram Police Station,
Madurai City,
Madurai District.
Crime No. 715 of 2024.

... Respondent/ Complainant

For Petitioner : M/s.A.Balaji, 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. 715 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 296(2), 118(1) and 351(3) BNS (hereinafter referred to as new penal code) in Crime No.715 of 2024 on the file of the respondent police,



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seeks anticipatory bail.

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2.The case of the prosecution is that there was some property dispute between the parties and on 08.11.2024, there was a wordy quarrel between the defacto complainant and the petitioner. The petitioner and his relatives are said to have abused the defacto complainant and threatened him with dire consequences and he was also attacked with bare hands. There are totally four accused persons in this case and the petitioner has been arrayed as A1.

3.It is represented that instead of Section 118(1) of new penal code, it has been wrongly mentioned as Section 115(2) of new penal code.

4.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) appearing for the respondent police.

5.Taking into consideration the facts and circumstances of the case and the manner, in which, this incident had taken place and considering the fact that the injured has been discharged from the hospital and there are no previous cases pending against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner. Accordingly, this criminal original petition is ordered and the petitioner is ordered to be released on anticipatory bail in the event of arrest or on 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.VI, Madurai, on condition that the petitioner shall



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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 the police officer who intends to arrest or to the satisfaction of the said Magistrate, on further condition that:

[a] if the petitioner fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] 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.

[c] the petitioner shall report before the respondent police 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;



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

sd/-
21/11/2024

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/12/2024

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

LR
TO

1 THE JUDICIAL MAGISTRATE NO.VI, MADURAI.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE, AVANIYAPURAM POLICE STATION,
MADURAI CITY, MADURAI DISTRICT.

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

+1 CC to M/s.A.BALAJI, Advocate (SR-14384[I] dated 22/11/2024)

ORDER
IN

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Date :21/11/2024

RS/ /SAR-(05.12.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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