



CRL OP(MD) No.22813 of 2023

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

Thursday, the Fourth day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.22813 of 2023

(*)RAMU @MANI RAM

... PETITIONER / SOLE ACCUSED

Vs

THE INSPECTOR OF POLICE
DEVAKOTTAI TALUK POLICE STATION,
DEVAKOTTAI,
SIVAGANGAI DISTRICT.
CRIME NO.283/2023.

... RESPONDENT / COMPLAINANT

KANIMOZHI

... INTERVENOR/DEFACTO COMPLAINANT
in CRL MP(MD)No.18265 of 2023

For Petitioner : M/S.SANJAY.S.M Advocate

For Respondent : Mr.SS.MADHAVAN, Govt. Advocate (Crl. Side)

For Intervener : Mr.A.JOSEPH JERRY, Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

PRAYER:

FOR ANTICIPATORY BAIL IN CRIME NO.283/2023 ON THE FILE OF THE
RESPONDENT POLICE.



CRL OP(MD) No.22813 of 2023

ORDER : The Court Made the following order :-

The petitioner / Sole Accused, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 324, 448 and 506(ii) of I.P.C., and Section 4 of TNWPH Act in Crime No.283 of 2023, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that there was a wordy quarrel arose between the petitioner and the *defacto* complainant and the petitioner attacked the *defacto* complainant with knife and abused him with filthy language and threatened him with dire consequences. Hence the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays for anticipatory bail.

4. The learned Government Advocate (Criminal Side) appearing for the respondent Police would submit that the injured has been discharged from the hospital.

5. Considering the facts and circumstances of the case and also considering the fact that the injured has been discharged from the Hospital, I am inclined to grant anticipatory bail to the petitioner.



CRL OP(MD) No.22813 of 2023

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6. Accordingly, the petitioner is granted anticipatory bail and he is ordered to be released on 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, Devakottai, Sivagangai District** 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 the Police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a)if the petitioner failed to surrender before the concerned Magistrate within a period of 15 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b)the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned 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;



CRL OP(MD) No.22813 of 2023

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(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 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;

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

sd/-
04/01/2024

**(*)AMENDED AS PER ORDER OF THIS COURT
DATED 30.01.2024 IN CRL MP(MD)NO.910 OF
2024 IN CRL OP(MD)NO.22813 OF 2023 BY
MDIJ**

**TIME IS EXTENDED FOR A PERIOD OF TWO
WEEKS FROM THE DATE OF RECEIPT OF
AMENDED COPY OF THIS ORDER.**

/ TRUE COPY /

/02/2024

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

TSG



CRL OP(MD) No.22813 of 2023

TO

TO BE SUBSTITUTED WITH THE ORDER DATED 04/01/2024 ALREADY
DESPATCHED

- 1 THE JUDICIAL MAGISTRATE,
DEVAKOTTAI, SIVAGANGAI DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.
- 3 THE INSPECTOR OF POLICE
DEVAKOTTAI TALUK POLICE STATION,
DEVAKOTTAI,
SIVAGANGAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to M/S.S.M.SANJAY, Advocate SR-1125

ORDER
IN

CRL OP(MD) No.22813 of 2023

Date :04/01/2024

SS/DD/SAR- /08/01/2024/5P/6C

RK/GS 07.02.2024 5P/6C

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