



CRL OP(MD) No.23527 of 2023

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

Wednesday, the Tenth day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.23527 of 2023

1 RAVIKUMAR @ RAMASAMY

2 SIVAGAMI

3 MUTHURAMAN

4 PALANIAPPAN

... PETITIONERS / ACCUSED Nos.1 to 4

Vs

THE INSPECTOR OF POLICE
KARAIYUR POLICE STATION,
PUDUKKOTTAI DISTRICT.
CRIME NO.152/2023.

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.KARTHIK.A Advocate

For Respondent : MR.P.KOTTAICHAMY
Govt. Advocate (CrI. Side)

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

PRAYER:

FOR ANTICIPATORY BAIL IN CRIME NO.152/2023 ON THE FILE OF THE
RESPONDENT POLICE.



CRL OP(MD) No.23527 of 2023

ORDER : The Court Made the following order :-

The petitioners/ A1 to A4, who apprehend arrest at the hands of the respondent police for the alleged offence under Sections 294(b), 323, 324 and 506(ii) of IPC in Cr.No.152 of 2023, seek anticipatory bail.

2.The case of the prosecution is that due to civil dispute between the parties, on 22.12.2023 at about 06.00 p.m., there was a wordy quarrel arose between them, in which, the petitioners abused the de-facto complainant in filthy language and attacked him with wooden logs. Thereby, the de-facto complainant sustained injuries. Hence, the case.

3.The learned counsel appearing for the petitioners submitted that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case and hence, he prays for grant of anticipatory bail to the petitioners.

4.The learned Government Advocate (Crl. side) strongly opposed to grant anticipatory bail stating that investigation is pending. However, he fairly conceded that the injured was already discharged from the hospital.

5.Considering the facts and circumstances of the case and also considering the facts that it appears to be a civil dispute and the injured was already discharged from

the hospital, this Court is inclined to grant anticipatory bail to the petitioners with



CRL OP(MD) No.23527 of 2023

certain conditions.

6. Accordingly, this Criminal Original Petition is ordered and 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, Ponnamaravathi, 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) if the petitioners 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 petitioners 1, 3 and 4 shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation; and the second petitioner shall report before the respondent police as

and when required for interrogation;



CRL OP(MD) No.23527 of 2023

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(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 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 abscond, a fresh FIR can be registered under Section 229-A IPC.

sd/-
10/01/2024

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/01/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SJI

TO

1 THE JUDICIAL MAGISTRATE,
PONNAMARAVATHI.



CRL OP(MD) No.23527 of 2023

- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
PUDUKKOTTAI DISTRICT.
- 3 THE INSPECTOR OF POLICE
KARAIYUR POLICE STATION,
PUDUKKOTTAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.A.KARTHIK, Advocate (SR-454[I] dated 10/01/2024)

ORDER
IN
CRL OP(MD) No.23527 of 2023
Date :10/01/2024

PKP/JGB/SAR- /18.01.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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