



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

Wednesday, the Twenty Eighth day of December Two Thousand Eleven

PRESENT

The Hon`ble Mr. Justice S. RAJESWARAN

CRL OP (MD) No.17315 of 2011

T. SELVA RAJ

... PETITIONER / SOLE ACCUSED

Vs

STATE REP BY:: THE INSPECTOR OF POLICE
KARUNGAL POLICE STATON, KANYAKUMARI DISTRICT.
CRIME NO. 622 OF 2011.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S. R.RUSSEL RAJ Advocate

For Respondent : MR. C. RAMESH, ADDL. PUBLIC PROSECUTOR

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

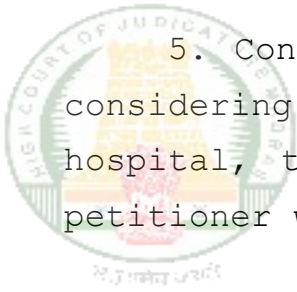
ORDER : The Court Made the following order :-

The petitioner apprehends arrest at the hands of the respondent police for the alleged offence punishable under Section 294(b) and 307 IPC in Crime No.622 of 2011 on the file of the respondent police. He has approached this Court for anticipatory bail under Section 438 of Code of Criminal Procedure.

2. Heard Mr.R.RusselRaj, learned counsel appearing for the petitioner and Mr.C.Ramesh, learned Additional Public Prosecutor appearing for the respondent State.

3. The learned counsel for the petitioner would submit in his argument that the petitioner has been falsely implicated in this case. He would further submit that the injured has been discharged from the hospital and no prejudice would be caused to the prosecution in the event of the petitioner release on anticipatory bail.

4. The learned Additional Public Prosecutor would submit in his argument 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, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or on his appearance before the learned Judicial Magistrate, Eraniel, and on executing 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 learned Magistrate concerned and on further condition that the petitioner shall appear before the Court concerned every day at 10.30 a.m. until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
28/12/2011

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

- 1 THE JUDICIAL MAGISTRATE
ERANIEL, KANYAKUMARI DISTRICT
- 2 DO THRO' THE CHIEF JUDICIAL MAGISTRATE
KANYAKUMARI AT NAGERCOIL
- 3 THE ADDL. PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT MADURAI
- 4 THE INSPECTOR OF POLICE
KARUNGAL POLICE STATON, KANYAKUMARI DISTRICT.

1. CC to M/S. R.RUSSEL RAJ Advocate SR.No.46142:

DM::2011:DECEMBER:29::

ORDER
IN
CRL OP(MD) No.17315 of 2011
Date :28/12/2011