



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

Thursday, the Twenty Eighth day of March Two Thousand Thirteen

WEB COPY

PRESENT

The Hon`ble Ms.Justice K.B.K.VASUKI

CRL OP(MD) No.5400 of 2013

1 AYYAPPAN
2 CHINNATHAMBI @ PALANISAMY
3 DURAI @ DURAISAMY
4 APPAVU
5 SEKAR
6 DHANAM @ DHANAPAKIYAM
7 SATHIES @ TAMILSELVAM
8 BHARATHI @ KUMARESAN

... PETITIONERS / ACCUSED NO.1 to 8

Vs

STATE, REP. BY SUB INSPECTOR OF POLICE
PUTHANATHAM POLICE STATION, MANAPAARAI,
TRICHY DT,
CR NO. 28/2013

... RESPONDENT / COMPLAINANT

For Petitioner : M/S. UDHAYA LAW ASSOCIATES

For Respondent : M/S.P.KANNITHEVAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

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The petitioners herein/accused Nos.A1 to A8 in Crime No.28 of 2013 on the file of the respondent police, have, by apprehending arrest for the alleged offences punishable under Sections 147, 294 (b), 341, 324 and 506(ii) of I.P.C., approached this Court for an order for their release on anticipatory bail under Section 438 of the Code of Criminal Procedure.

2. Heard the submissions made by the learned counsel appearing for the petitioners and by the learned Government Advocate (Criminal side) appearing for the State.

3. Considering the nature of the allegations raised against the petitioners and considering the pendency of complaint and counter complaint, case and counter case and considering the fact that A2 in this case is also injured and hospitalised and stage of the investigation, this Court comes to the conclusion that the custodial interrogation of the petitioners is not necessary and it is a fit case in which the petitioners can be released on anticipatory bail subject to certain conditions, as they are not likely to tamper with the evidence and hamper the investigation process.



4. In the result, this petition is allowed and it is hereby directed that the petitioners shall be released on bail in the event of their arrest or on their surrender before the Court concerned within 15 days from the date of receipt of this order copy, subject to the following conditions:

(i) 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 learned Judicial Magistrate, Manapaarai;

(ii) The petitioners shall appear before the respondent-police as and when required by them for interrogation; and

(iii) The petitioners shall follow Section 438 Cr.P.C. scrupulously.

sd/-
28/03/2013

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE
MANAPPARAI

2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE
TRICHY

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

4 THE SUB INSPECTOR OF POLICE
PUTHANATHAM POLICE STATION, MANAPPAARAI,
TRICHY DT

+1. CC to M/S. UDHAYA LAW ASSOCIATES SR.No.16441

ORDER
IN
CRL OP(MD) No.5400 of 2013
Date :28/03/2013

SMA/02/4/2013/6C/2P