



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

Tuesday, the Thirtieth day of April Two Thousand Thirteen

PRESENT

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

CRL OP(MD) No.7661 of 2013

DHARMARAJ

... PETITIONER/ACCUSED NO.1

Vs

the state rep. By  
THE SUB-INSPECTOR OF POLICE  
KOLLENCODE POLICE STATION, KANYAKUMARI  
DISTRICT. CR. NO. 228/2012 ... RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.SIVAKUMAR Advocate

For Respondent : MR.P.KANNITHEVAN GOVERNMENT ADVOCATE[CRL SIDE]

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

ORDER : The Court Made the following order :-

The petitioner herein/Accused No.1 in Crime No.228 of 2013 on the file of the respondent police, has, by apprehending arrest for the alleged offences punishable under Sections 147, 148, 294(b), 153A and 506 (ii) of I.P.C., approached this Court for an order for his 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 Petitioner and by the learned Government Advocate (Criminal side) appearing for the State.

3. Considering the nature of the offences, the nature of the allegations raised against the petitioner, the stage of the investigation and that no one sustained injury in the alleged occurrence, this Court is of the view that the custodial interrogation of the petitioner is not necessary and it is a fit case in which the petitioner can be released on anticipatory bail subject to certain conditions, as he is not likely to tamper with the evidence and hamper the investigation process and not likely to flee away or abscond, in the event of his being released on anticipatory bail.

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

<https://hcservices.courts.gov.in/hcservices/> 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 learned Judicial Magistrate No.II, Kuzhithurai;



(ii) The petitioner shall appear before the respondent police as and when required for interrogation;

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

sd/-  
30/04/2013

WEB COPY / TRUE COPY /

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1 THE JUDICIAL MAGISTRATE NO.II,  
KUZHITHURAI.

2 DO-THRO' THE CHIEF JUDICIAL MAGISTRATE  
KANYAKUMARI AT NAGERCOIL.

3 THE SUB-INSPECTOR OF POLICE  
KOLLENCODE POLICE STATION, KANYAKUMARI  
DISTRICT

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

+1. CC to M/S. S.SIVAKUMAR Advocate SR.No.25477.

ORDER  
IN  
CRL OP(MD) No.7661 of 2013  
Date :30/04/2013

2P/6C  
RPB 07.05.2013