



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.7717 of 2013

1 NALLAMUTHU  
2 JOTHIAMMAL  
3 RAJA  
4 CHITHRA

..PETITIONERS/ACCUSED 1 TO 4

Vs.

STATE REP BY THE INSPECTOR OF POLICE  
THATTARMADAM POLICE STATION,  
THOOTHUKUDI DISTRICT.  
CR.NO. 90 OF 2013

..RESPONDENT/COMPLAINANT

For Petitioner : M/S. G.THALAIMUTHARASU 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 petitioners herein/Accused Nos.1 to 4 in Crime No.90 of 2013 on the file of the respondent police, have, by apprehending arrest for the alleged offences punishable under Sections 294(b), 323, 355 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 offences, the nature of the allegations raised against the petitioners, the nature and extent of the participation of the petitioners, the nature of the overt-act attributed against the petitioners, the nature of the injury sustained by the de-facto complainant, the stage of the investigation and other facts and circumstances involved herein, this Court is of the view 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 and not likely to flee away or abscond, in the event of their being released on anticipatory bail.

4. In the result, this petition is ordered and it is hereby directed that the petitioners shall be released on bail in the event of their arrest or on their appearance 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, Sathankulam;

<https://hcservices.ecourts.gov.in/hcservices/>

(ii) The third petitioner shall appear 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 petitioners 1,2 & 4 shall appear before the respondent police as and when required for interrogation;

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

sd/-

30/04/2013

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE, SATHANKULAM, THOOTHUKUDI DISTRICT.

2 -DO-THRO'THE CHIEF JUDICIAL MAGISTRATE, THOOTHUKUDI.

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

4 THE INSPECTOR OF POLICE, THATTARMADAM POLICE STATION,  
THOOTHUKUDI DISTRICT.

+1. CC to M/S. G.THALAIMUTHARASU Advocate SR.No.25448

ORDER IN

CRL OP(MD) No.7717 of 2013

Date :30/04/2013

PBK 08/05/2013 2P/6C