



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

Friday, the Twenty Eighth day of February Two Thousand Fourteen

PRESENT

WEB COPY

The Hon`ble Mr.Justice M.SATHYANARAYANAN

CRL OP(MD) No.3892 of 2014

1 RAMESH
2 THANGAIYA

... PETITIONERS/ACCUSED NO. 1 & 2

Vs

STATE REP BY THE INSPECTOR OF POLICE
THIRUCHENDUR POLICE STATION, THOOTHUKUDI DT,
CRIME NO.738/2010 ... RESPONDENT/COMPLAINANT

For Petitioner : M/S.K.SIVABALAN Advocate
For Respondent : MR.K.V.RAJARAJAN Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

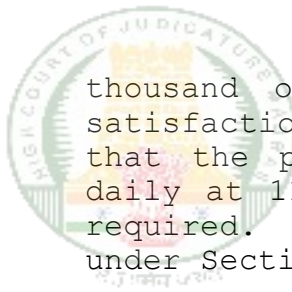
The petitioners/Accused Nos.1 and 2 apprehending arrest at the hands of the respondent police for the alleged commission of offences punishable under sections 448 and 506(ii) of I.P.C. in Crime No.738 of 2010 on the file of the respondent police said to have been committed during December 2013, seek anticipatory bail.

2. The case of the prosecution is that the de-facto complainant intend to give her daughter to one Ragu Ramaiah for marriage. Due to previous enmity with the said Ragu Ramaiah, the petitioners entered the de-facto complainant's house and threatened him with dire consequences.

3. The learned counsel for the petitioners would submit that the complaint is nothing but concocted and though the offences were said to have been committed in the year 2010, the respondent police searching for him now. He would further submit that they intended to surrender before the Court of Judicial Magistrate, Tiruchendur, they were threatened. Since the de-facto complainant threatened them, they did not surrender and therefore, further prayed that in the event of their enlargement on anticipatory bail, they may be permitted to execute the sureties to the satisfaction of learned Judicial Magistrate, Tiruchendur and report before the Maniyachi Police Station.

4. The learned Government Advocate (Crl.side) would submit that nobody has sustained injury and the investigation is pending.

5. Considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioners on anticipatory bail. Accordingly, <https://hsr.srcc.gov.in/hsr-services/> are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate No.I, Kovilpatti and on executing 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 Magistrate concerned and on further condition that the petitioners shall appear before the Maniyachi police Station daily at 11.00 p.m for a period of one week and thereafter as and when required. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C., scrupulously.

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6. The petitioners 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/-
28/02/2014

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.I, KOVILPATTI
- 2 THE CHIEF JUDICIAL MAGISTRATE, TUTICORIN
- 3 THE INSPECTOR OF POLICE
THIRUCHENDUR POLICE STATION, THOOTHUKUDI DT,
- 4 THE ADDL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
5. THE OFFICER INCHARGE,
MANIYACHI POLICE STATION

+1. CC to M/S.K.SIVABALAN Advocate SR.No.13090

AA/11.03.2014/2p- 7c/

ORDER
IN
CRL OP(MD) No.3892 of 2014
Date :28/02/2014