

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, VELLORE,
VELLORE DISTRICT.

Present: Tmt.N.Vasanthaleela, B.Com., LL.M.,
Principal Sessions Judge, Vellore.

Monday, the 17th Day of October 2022

Cr.M.P.No.3279/2022

CNR.No.TNVL01-005048-2022

1. Thulasi(A1), W/o. Jaganathan

2. Prathap @ Nagaraj(A2), S/o. Jaganathan

3. Punitha(A3), W/o. Nagarajan

...Petitioners/Accused

-Versus-

The Inspector of Police,

Veppankuppam P.S.

Cr.No.243/2022

...Respondent/Complainant

Offence: U/s. 294(b), 323, 324, 506(ii) IPC.

Petition: U/s. 438 of Cr.P.C. Praying to grant anticipatory bail.

This petition comes on before me for final hearing on this day in presence of Thiru.G.Ravi, learned counsel for the petitioners, the Public Prosecutor for the respondent and after hearing the representation of both sides, this court, delivered the following:

ORDER

Heard both sides.

The petitioners are alleged to have committed offences U/s. 294(b), 323, 324, 506(ii) IPC.

The learned counsel for the petitioners submitted that the defacto complainant lodged a false complaint, that the petitioners are innocent of the offences, that the petitioners are in no way connected with the offences, that the petitioners are falsely implicated in the above case, that there is no over-tact against the petitioners and that the Respondent / Police is trying to arrest the petitioners, that the petitioners are having permanent residence, that the petitioners are ready to co-operate for enquiry and that the petitioners are ready to abide by any condition imposed by this Court, and prays that the petitioners may be granted anticipatory bail.

The learned Public Prosecutor represented that the defacto complainant is a Tailor by profession and that he joined as a member in the Chit conducted by the 1st Petitioner Thulasi and that even though the defacto complainant paid all the installments in the year 2020 itself, the 1st Petitioner not returned the Chit Amount and that on 01.10.2022 when the defacto complainant asked the 1st petitioner to pay

the Chit Amount, the 1st Petitioner abused the defacto complainant in filthy language and assaulted in with a stick, and that the 2nd Petitioner attacked the defacto complainant with a knife and that the 3rd Petitioner also assaulted the defacto complainant and the 3rd Petitioner criminally intimidated the defacto complainant and the learned public prosecutor further contended that the injured discharged from hospital and opposed to grant anticipatory bail to the petitioners.

On considering the fact by this time there is spread of pandemic disease of Corona virus, social distancing is utmost necessary and in this case also the petitioners are having permanent residence, as per representation of learned public prosecutor that the injured discharged from the hospital and the petitioners are ready to abide by the condition imposed by this court and also considering the fact and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners on condition.

In the result, petition is allowed and accordingly, the petitioners are ordered to be enlarged on bail in the event of their arrest by the respondent police or in the event of their surrender before the concerned Court within **one month** on their executing a bond for a sum of Rs.10,000/-, each along with two sureties for the like sum to the satisfaction of the Judicial Magistrate No.III, Vellore **and the 1st petitioner is directed to deposit a sum of Rs.50,000/- (Rupees fifty thousands only) before the Judicial Magistrate No.III, Vellore and the learned judicial Magistrate, after depositing the amount, shall accept the sureties furnished by the petitioner. Thereafter, the learned Judicial Magistrate is directed to disburse the amount to the defacto complainant on filing an appropriate petition before the trial court** and further on condition that the petitioners shall appear and sign before the respondent police, daily at 10.30 AM. for a period of 30 days (including holidays) from the next day of execution of bond before the trial Court. The petitioners are further directed to appear before the respondent police, as and when required for interrogation. In the event of failure of complying the above conditions, this anticipatory bail petition automatically stands dismissed.

Pronounced by me in Open Court, this the 17th day of October 2022.

Principal Sessions Judge,
Vellore.

To
The Judicial Magistrate No.III, Vellore.
The Inspector of Police, Veppankuppam P.S.