

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
CUDDALORE DISTRICT, CUDDALORE

Present: THIRU. G.VIJAYAKUMAR, B.Sc., LL.M.,
Principal Sessions Judge,
(Full Additional Charge), Cuddalore.

Wednesday, the 26th day of June 2024

Crl. Misc. Petition No. 4069/2024

Suriyaprakash, age 27, S/o. Pazhanimuthu >> Petitioner/Accused

.Vs.

S.H.O. Tittakudi P.S.,
Cr.No. 142/2024. >> Respondent/Complainant

This petition is coming for hearing before me on this day in the presence of Thiru.C.Arikrishnan, Advocate for the petitioner and of Public Prosecutor for the respondent and this Court made the following

ORDER

Heard both sides.

This petition is filed U/s.438 of Cr.P.C for seeking Anticipatory Bail.

Prosecution case is that the FIR was registered as against the Petitioner/Accused for the alleged offences punishable U/Ss.294(b), 323 and 506(i) of IPC for the alleged occurrence took place on 10.06.2024. FIR was registered on 23.06.2024.

The Learned Counsel for the Petitioner/Accused has contended that the Respondent Police have registered an FIR as against the Petitioner/Accused *due to petty quarrel between the parties* and that he has been falsely implicated in this case and he has not committed any offence as alleged in FIR. The injured was discharged from the hospital. Hence, prays to allow the petition.

Notice was ordered to the Learned Public Prosecutor and he has appeared before this Court and contended that the injured was discharged from the hospital but the injured took treatment for 9 days in hospital and hence, he has serious objection to grant Anticipatory bail to the Petitioner/Accused.

Considering the rival submissions of both sides and considering the facts and circumstances of the case and the injured was discharged from the hospital, this Court is inclined to grant Anticipatory bail to the Petitioner/Accused with the following conditions:-

The Petitioner/Accused are ordered to be enlarged on bail in the event of arrest or on his surrender on or before **10.07.2024** before the **Learned Judicial Magistrate, Thittakudi** on his executing a bond for Rs.10,000/- (Rupees ten thousand only) along with two sureties each for a like sum to the satisfaction of the said Court, ***failing which the Anticipatory bail granted by this Court shall stand dismissed automatically*** and further the *Petitioner/Accused shall sign before the **SHO Respondent Police Station daily at 10.30 AM for 15 days** and thereafter as and when required. Further conditions that*

(i) the Petitioner/Accused shall make himself available for interrogation by a police officer as and when required.

(ii) the Petitioner/Accused shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) the Petitioner/Accused shall not leave India without the previous permission of the Court.

(iv) Further on breach of any of the aforesaid conditions, the Learned Magistrate/Trial Court is entitled to take appropriate action against the Petitioner/Accused in accordance with law as if the conditions have been imposed and the Petitioner/Accused released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K. Shaji Vs. State of Kerala (2005) AIR SCW 5560).

(v) If the Petitioner/Accused thereafter absconds, a fresh FIR can be registered Under Section 229A of IPC.

Accordingly, this petition is allowed.

Pronounced by me in Open Court, this the 26th day of June 2024.

(Sd/-) G.VIJAYAKUMAR
Principal Sessions Judge,
(Full Additional Charge),
Cuddalore.

To : The Judicial Magistrate, Thittakudi.
Copy to : S.H.O. Thittakudi P.S.

} Through
E-Mail only