



CRL OP(MD). No.13272 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.13272 of 2023

P.Ayyappan

... Petitioner / Accused Rank Not Known

Vs

1.The State, represented by its
The Inspector of Police,
Oddanchathiram Police Station,
Dindigul District.
(Crime No.Not Known of 2023).

2.R.Geetha

... Respondents

For Petitioner : Mr.Shanmuganathan.VR, Advocate.

For Respondent : Mr.R.Suresh Kumar

Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.Not Known of 2023 on the file of the Respondent Police

ORDER : The Court made the following order :-

The petitioner/ Accused Rank not known, apprehending arrest at the hands of the respondent Police for the alleged offence punishable under Sections 498(A) and 420 of I.P.C and 4 of Protection of Women from Harassment act, in Crime No.Not

Known of 2023 on the file of the respondent Police, seeks anticipatory bail.

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.13272 of 2023

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2. The case of the prosecution is that it is the matrimonial issue between the husband and wife. In 2018 itself, the petitioner has filed a petition seeking divorce that was also granted as ex parte order, by the order dated 03.06.2019. Later, the defacto complainant filed a petition to set aside the ex parte order, but later she did not pursue the matter. In 2020, because of the above said divorce, the petitioner got married to some other girl. Hence, the present complaint has been given as if when the petitioner and defacto complainant lived together in 2016, she was harassed, assaulted, criminally intimidated by the petitioner and the defacto complainant had kept about 50 sovereigns of gold jewels and a sum of RS.10,00,000/- in the house of the petitioner and the petitioner had not returned the same.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and he got married with some other girl after the divorce. Further, the petitioner is ready to maintain the child, who born to the petitioner and the defacto complainant.

4. The learned Government Advocate (Crl. Side) would submit that in the above said complaint, enquiry is pending.

5. Let the above said enquiry be completed within fifteen days from the date of receipt of copy of this order. If the petitioner aggrieved over the outcome of the above said enquiry, he can workout his remedy through appropriate proceedings. In



CRL OP(MD). No.13272 of 2023

respect of child, the petitioner is directed to pay Rs.10,000/- from today as monthly maintenance to the child and the above said amount may be sent to the defacto complainant's account directly.

6. With the above said direction and liberty, this Criminal Original Petition stands disposed of.

sd/-
20/07/2023

/ TRUE COPY /

/08/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

INDU

To

1.The Inspector of Police,
Oddanchathiram Police Station, Dindigul.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.VR.SHANMUGANATHAN, Advocate (SR-11052[I] dated 21/07/2023)

ORDER
IN

CRL OP(MD) No.13272 of 2023
Date :20/07/2023

ED/MMS/SAR- (02/08/2023) 3P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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