



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

Tuesday, the Third day of February Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.1817 of 2015

DHANALAKSHMI

... PETITIONER/ACCUSED NO.4

Vs

THE INSPECTOR OF POLICE

ALL WOMEN POLICE STATION, MADURAI SOUTH,

MADURAI DT. CR.NO.3 OF 2015

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.K.MURALI SANKAR Advocate

For Respondent : MR.A.P.BALASUBRAMANIAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

Apprehending arrest at the hands of the respondent police in Crime No.3 of 2015, on the file of the respondent police for offences under Sections 498(A), 406, 506(i) of the Indian Penal Code, the petitioner is now before this Court seeking Anticipatory Bail.

2. The case of the prosecution is that Vijaya Karthick(A1) got married to the defacto complainant on 13.04.2014 and thereafter, there appears to be some matrimonial dispute between the spouses. It is alleged by the defacto complainant that her husband is impotent.

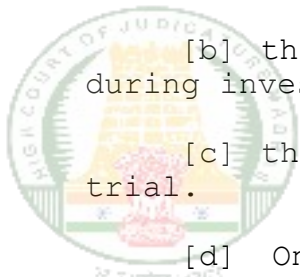
3. Heard the learned counsel for the petitioner and the learned Government Advocate(Crl. Side) for the State and perused the materials available on record.

4. On a reading of the averments made in the complaint, I am of the view that this is a fit case for granting anticipatory bail to the petitioner. Further, this Court had already granted anticipatory bail to the co-accused in Crl.O.P(MD)No.18728 of 2014 on 21.01.2015.

5. Under such circumstances, this Court is inclined to grant anticipatory bail to the petitioner, but with conditions.

6. Accordingly, the petitioner is ordered to be released on bail, in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of this order, before the learned Judicial Magistrate No.VI, Madurai on executing a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that,

<https://hcservices.courts.gov.in/hcservices/courts/crime/crime.htm> The petitioner shall report before the respondent police as and when required for interrogation.



[b] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[c] the petitioner shall not abscond either during investigation or trial.

[d] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner 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].

sd/-
03/02/2015

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

TO

1. THE JUDICIAL MAGISTRATE NO.VI,
MADURAI.
2. -DO- THRO THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.
3. THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, MADURAI SOUTH,
MADURAI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+3. CCS to M/S.S.SUKUMAR, Advocate SR.No. 5214

SR : 05.02.2015 : 2P/8C

ORDER
IN
CRL OP(MD) No.1817 of 2015
Date :03/02/2015