



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Wednesday, the Fourth day of February Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.1852 of 2015

RAJAPANDIAN

..PETITIONER/SOLE ACCUSED

Vs.

STATE REP.BY THE INSPECTOR OF POLICE
OTTAPIDARAM POLICE STATION,
TUTICORIN DISTRICT
(CRIME NO.13 OF 2015)

..RESPONDENT/COMPLAINANT

For Petitioner : M/S.K.SEEMARAJ Advocate

For Respondent : Mr.A.P.BALASUBRAMANI, Government Advocate (Crl.Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 294(b), 307 I.P.C. and Section 4 of Tamil Nadu Prohibition of Women Harassment Act in Crime No.13 of 2015 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that this accused attempted to dash his sister-in-law with his car. No one is injured in this case. It is stated that the defacto complainant's relative is a police officer and based on which, this case has been registered.

3. Heard the learned Counsel for the petitioner and the learned Government Advocate (Crl.side).

4. Taking into consideration the allegations found in the F.I.R., this Court is inclined to grant Anticipatory Bail to the petitioner.

5. 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 a copy of this order, before the learned Judicial Magistrate, Vilathikulam, Tuticorin District on condition that the petitioner shall execute a 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:

[a] the petitioner shall report before the Judicial Magistrate, Vilathikulam, Tuticorin District daily at 10.30a.m for a period of two weeks and thereafter 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 Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed on the petitioner released on bail by the learned Judicial 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]**.



(e) The Inspector of Police concerned, is directed to send compliance report to the office of the learned Government Advocate (Crl.Side) whether the petitioner is complying with the order or not.

sd/-

04/02/2015

/ TRUE COPY /

WEB COPY

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE, VILATHIKULAM, THOOTHUKUDI DISTRICT.

2 -do-thro'THE CHIEF JUDICIAL MAGISTRATE, THOOTHUKUDI.

3 THE ADDL.PUBLIC PROSECUTOR,MADURAI BENCH OF MADRAS HIGH COURT,MADURAI.

4 THE INSPECTOR OF POLICE,OTTAPIDARAM POLICE STATION,
TUTICORIN DISTRICT.

+1. CC to M/S.K.SEEMARAJ Advocate SR.No.5056

ORDER IN

CRL OP(MD) No.1852 of 2015

Date :04/02/2015

PBK 05/02/2015 ::2P-6C: