



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

Monday, the Ninth day of February Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.2192 of 2015

FATHIMANUSRATH

... PETITIONER/SOLE ACCUSED-1

Vs

THE INSPECTOR OF POLICE
ANNANAGAR POLICE STATION, MADURAI,
CRIME NO.1613/2014

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.A. MOHAMED YUSUF 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 :-

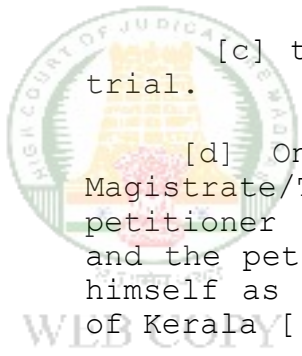
The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 341, 353 and 506(i) IPC, in Crime No.1613 of 2014, on the file of the respondent police, seeks anticipatory bail.

2. This is a case in counter. The case of the prosecution is that this petitioner was travelling in a bus with her child and she refused to take ticket to her child on the ground that the child is aged about two years. This was disputed by the *de facto* complainant/conductor, on account of which, wordy quarrel arose and based on the complaint given by the *de facto* complainant, the present case in Crime No.1613 of 2014 has been registered against the petitioner and based on the complaint given by this petitioner, a case in Crime No.1612 of 2014 has been registered against the Conductor for offences under Sections 294(b) and 506(i) IPC.

3. Considering the above, I am inclined to grant anticipatory bail to the petitioner. 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, VI, Madurai, 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 respondent police as and when required for interrogation.

<https://hcservices.ecourts.gov.in/hcservices/> 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/-
09/02/2015

/ TRUE COPY /

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
ANNANAGAR POLICE STATION, MADURAI,
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

SR : 12.02.2015 : 2P/5C

ORDER
IN
CRL OP(MD) No.2192 of 2015
Date :09/02/2015