



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

Monday, the Twenty First day of December Two Thousand Fifteen

PRESENT

The Hon'ble Mr Justice S.VAIDYANATHAN

CRL OP(MD) No.24255 of 2015

1 S.MUNIYANDI
2 S.KANIYAMMAL
3 ANANTHAN
4 A.SELVAKANI

... PETITIONER / ACCUSED 1 to 4

Vs

STATE REP. BY
THE SUB INSPECTOR OF POLICE
ALL WOMEN POLICE ,
THIRUMANGALAM, MADURAI DISTRICT

... RESPONDENT / COMPLAINANT

For Petitioner : M/S M.MARAN Advocate

For Respondent : Mr.K.ANBARASAN, Government Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent Police for the alleged offence punishable under Sections 294 (b), 498(A), 506(i) IPC r/w Section 4 of TNPHW Act, in Crime No.131 of 2015 on the file of the respondent Police, seek anticipatory bail.

2.The case of the prosecution is that the petitioners attacked the de facto complainant by demanding additional dowry.

3.Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Crl.side) appearing for the respondent.

4.The learned counsel for the petitioner submitted that the petitioners are innocent persons and they have been falsely implicated in this case.

5.Considering the above, I am inclined to grant **anticipatory bail** to the petitioners. Accordingly, the petitioners are ordered to be released on **anticipatory bail** in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Thirumangalam, Madurai, on condition that the petitioners 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 first petitioner shall report before the respondent police daily at 10.30 am initially for a period of two weeks and thereafter, as and when required, and the petitioners 2, 3 and 4 shall report before the respondent Police as and when required.



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

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

[d] On breach of any of the aforesaid conditions, the learned Magistrate is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.

6.The Inspector of Police concerned is directed to send compliance report to the office of the learned Additional Public Prosecutor whether the petitioners are complying with the order or not.

7.The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-

21/12/2015

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE
THIRUMANGALAM
- 2 THE CHIEF JUDICIAL MAGISTRATE
MADURAI DISTRICT
- 3 THE SUB INSPECTOR OF POLICE
ALL WOMEN POLICE ,
THIRUMANGALAM, MADURAI DISTRICT
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S M.MARAN Advocate SR.No.15504

ORDER

IN

CRL OP(MD) No.24255 of 2015

Date :21/12/2015

nbj

SH/SKS-RR/SAR-I:22.12.2015:2P/6C