



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

Wednesday, the Fourth day of March Two Thousand Fifteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.3921 of 2015

MUTHULAKSHMI

... PETITIONER / 2nd ACCUSED

Vs

THE INSPECTOR OF POLICE
TALAMUTHUNAGAR POLICE STATION, THOOTHUKUDI,
CRIME NO.124/2015

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.R.BALAKSRISHNAN 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), 323 and 342 of IPC and Section 4 of the Prohibition of Women Harassment Act in Crime No.124 of 2015 on the file of the respondent police, seeks anticipatory bail.

2. It is alleged that the petitioner and her husband had thrown stones at the defacto complainant.

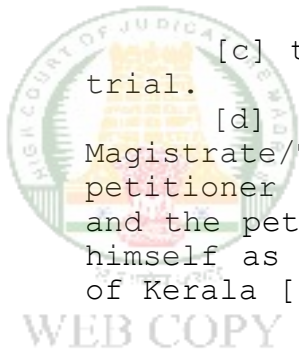
3. The learned Government Advocate(Crl. Side) would submit that A-1 in this case has been arrested and remanded to judicial custody. He would further submit that injured has already been discharged from the hospital.

4. Considering the facts and circumstances of the case, 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 No.II, Thoothukudi, 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

<https://hoseas.courts.gov.in/cse/cr/>

[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/-
04/03/2015

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE NO.II
THOOTHUKUDI
- 2 THE CHIEF JUDICIAL MAGISTRATE
THOOTHUKUDI
- 3 THE INSPECTOR OF POLICE
TALAMUTHUNAGAR POLICE STATION, THOOTHUKUDI,
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.R.BALAKSRISHNAN Advocate SR.No.10973

Sm:11.03.2015:2P/6C:

ORDER
IN
CRL OP(MD) No.3921 of 2015
Date :04/03/2015