



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

Friday, the Twenty Fourth day of July Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.9895 of 2015

K.KADALRAJ

... PETITIONER /SOLE ACCUSED

Vs

THE STATE REP.BY
THE SUB INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, TUTICORIN,
TUTICORIN DIST.
CRIME NO. 14 OF 2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.S.MUTHUVENKATESAN Advocate

For Respondent : Mr.K.V.RAJARAJAN, Government Advocate(crl.side)

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

ORDER : The Court Made the following order :-

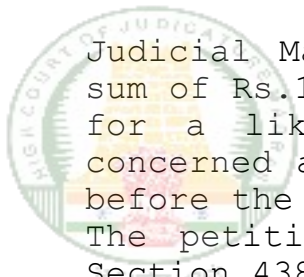
The petitioner, who is arrayed as sole accused, apprehends arrest at the hands of the respondent police for the alleged offence punishable under Section 376 of the Indian Penal Code and also under Section 4 of Protection of Children from Sexual Offences Act, 2012 in Crime No.14 of 2015 on the file of the respondent police and hence, seeks anticipatory bail.

2. On 05.06.2015, this Court referred the matter to the Mediation and Conciliation Centre at Tirunelveli, based on the submission of the learned counsel for the petitioner that the petitioner had already married the defacto complainant on 24.10.2014 and she was in pregnancy of 45 days and the petitioner was ready to live with the defacto complainant.

3. It is represented by the learned counsel for the petitioner and the learned Government Advocate (Criminal Side) that the defacto complainant did not appear before the Mediation and Conciliation Centre, as per the direction issued by this Court, and she is also not interested to live with the accused.

4. Considering the above facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions.

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance before the learned



Judicial Magistrate No.I, Tuticorin and on executing 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 learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. Scrupulously.

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6. The petitioner 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/-
24/07/2015

/ TRUE COPY /

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

TO

1.THE JUDICIAL MAGISTRATE NO.I,
TUTICORIN.

2.THE CHIEF JUDICIAL MAGISTRATE
TUTICORIN.

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

4.THE SUB INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, TUTICORIN,
TUTICORIN DISTRICT.

+1. CC to M/S.R.R.KANNAN, Advocate SR.No.41558

ORDER
IN
CRL OP (MD) No.9895 of 2015
Date :24/07/2015

rg.27.07.2015 2p.6c.