

Crl.O.P.No.3490 of 2016**K.KALYANASUNDARAM, J.**

The petitioner apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 376 & 417 IPC on the file of the respondent police, in Crime No.02 of 2016 and seeks anticipatory bail.

2. The case of the prosecution is that the accused by giving false promise had sexual relationship with the defacto complainant in the month of February, 2010 and thereafter, he left abroad. Now, the accused is arranging marriage with some other girl.

3. The learned counsel appearing for the petitioner would submit that admittedly, the age of the defacto complainant is 23 years and he has been falsely implicated in this case with an ulterior motive and he is an innocent person and he has not committed any offence as alleged by the respondent. It is further submitted that the petitioner is working abroad and the defacto complainant demanded for a sum of Rs.5,00,000/- from the accused. Since he refused, she lodged a false complaint against the accused.

4. The learned Government Advocate (Crl. Side) would submit that the defacto complainant is major and the allegation against the accused is that the accused had physical relation ship with her in the year 2010.

5. Considering the facts and circumstances of the case and also considering the nature of the allegation made against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

K.KALYANASUNDARAM, J.

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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Vedharanyam 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 daily at 10.00 a.m until further order. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. 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.

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18.02.2016

Crl.O.P.No.3490 of 2016