



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

Monday, the Twenty Seventh day of June Two Thousand Sixteen

PRESENT

The Hon`ble Ms.Justice V.M.VELUMANI

CRL OP (MD) No.10289 of 2016

1 V.SENTHIL KUMAR
2 A.RAJA SEKAR
3 DHANALAKSHMI

... PETITIONERS/ACCUSED
RANK NOT KNOWN.

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
MUSIRI, TRICHY DISTRICT,
CR NO. 3/2016.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S M.BINDRAN Advocate

For Respondent : MR.P.KANNITHEVAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

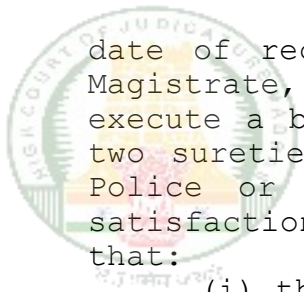
The petitioners, who are arrayed as Accused, apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 9, 10, 11 of Prohibition of Child Marriage Act, 2006, in Crime No.3 of 2016, on the file of the respondent police and hence, seek anticipatory bail.

2.The case of the prosecution is that the District Social Welfare Officer, on receiving phone call, gave a complaint stating that on 11.04.2016 one Balakumar @ Parthiban married a minor girl one Priya aged about 17 years at Theppanur Karatumalai Murugan Temple. On complaint, case has been registered for the above said offences.

3.The case of the petitioners is that the petitioners are relatives of first accused and they are innocent and they have not committed any offence as alleged by the prosecution. A1 was already arrested and enlarged on bail.

4.Heard the learned Government Advocate (Crl.Side).

5.Considering the facts and circumstances of the case and also considering the fact that the petitioners are relatives of first accused and A1 was already arrested and enlarged on bail, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions. Accordingly, they are ordered to be released on 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, Thuraiyur, on condition that each of 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

- (i) the petitioners shall report before the respondent Police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation.
- (ii) the petitioners shall not tamper with evidence or witness either during investigation or trial.
- (iii) the petitioners shall not abscond either during investigation or trial.
- (iv) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court 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/Trial Court 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 a compliance report to the office of the learned Government Advocate, as to whether the petitioners are complying with the conditions or not.

sd/-

27/06/2016

/ TRUE COPY /

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

TO

1 THE JUDICIAL MAGISTRATE,
THURAIYUR.

2 DO THRO THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT.

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

4 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
MUSIRI, TRICHY DISTRICT,

+1. CC to M/S M.BINDRAN Advocate SR.No.33214.

ORDER

IN

CRL OP(MD) No.10289 of 2016

Date :27/06/2016