



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

Friday, the Second day of September Two Thousand Sixteen

PRESENT

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

CRL OP(MD) No.16471 of 2016

1 P. GANDHI
2 GAJANDARAN
3 VIMALA DEVI
4 KOTHANDARAMAN
5 VENTRIDHIVAN

... PETITIONERS / 2 TO 6 ACCUSED

Vs

THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
KEELAKARAI,
RAMNAD DISTRICT.

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.K.KUMARAVEL 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 :-

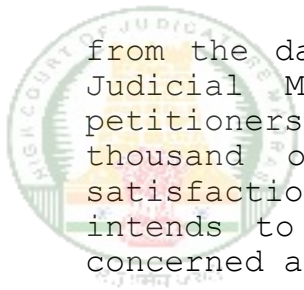
The petitioners who are arrayed as accused, apprehend arrest at the hands of the respondent police for an alleged offence punishable under Sections 498(A) and 406 of IPC in Crime No.9 of 2016, seek anticipatory bail.

2. The case of the prosecution is that the petitioners along with A1 tortured the defacto complainant both mentally and cruelly by demanding additional dowry from her. On complaint, a case has been registered against the petitioners.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have not committed any offence as alleged by the prosecution and their names have been falsely implicated in this case. He further submitted that A1 was already arrested and enlarged on bail by the learned Judicial Magistrate No.I, Ramanathapuram.

4. The learned Government Advocate (Crl. Side) submitted that its is a matrimonial dispute and the investigation of the case is pending.

5. Considering the facts and circumstances of the case and also considering the fact that A1 was already arrested and enlarged on bail, the court is inclined to grant anticipatory bail to the petitioners. Accordingly, the petitioners 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 No.I, Ramnad 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

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[a] the petitioners shall appear before the respondent police as and when required for interrogation.

[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/Trial Court is entitled to take appropriate action against the petitioners 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].

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 condition or not.

sd/-

02/09/2016

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

TRP

TO

1 THE JUDICIAL MAGISTRATE NO.I, RAMNAD

2 THE CHIEF JUDICIAL MAGISTRATE
RAMANATHAPURAM DISTRICT

3 THE INSPECTOR OF POLICE, ALL WOMEN POLICE STATION,
KEELAKARAI, RAMNAD DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

+1. CC to M/S.K.KUMARAVEL Advocate SR.No.50520

GJM/DB/SAR-III-8.9.16-2P-6C

ORDER

IN

CRL OP(MD) No.16471 of 2016

Date :02/09/2016