



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

Monday, the Third day of October Two Thousand Sixteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice B.GOKULDAS

CRL OP (MD) No.17757 of 2016

1 PONRETHINARAJ
2 MAHARAJAN
3 ANNAPAZHAM
4 VAYALAT
5 ANJEL
6 EMIPONSELVI
7 JAYARUBI

... PETITIONERS/ACCUSED No.1to7

Vs

STATE REP. BY
THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION, PUDUKOTTAI,
THOOTHUKUDI DISTRICT
IN CRIME NO. 6 OF 2016

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.C.T.PERUMAL Advocate
For Respondent : Mr.A.P.BALASUBRAMANI, Government Advocate (Crl.Side)
For Intervenor : Mr.N.SUNDARESAN, Advocate

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

ORDER : The Court Made the following order :-

Petitioners, who are arrayed as accused, pray for the grant of anticipatory bail under Section 438 of Cr.P.C. for the offences punishable under Sections 494, 294(b), 506(i) IPC and Section 4 of Tamil Nadu Prohibition of Women Harassment Act, in Crime No.6 of 2016 on the file of the respondent police.

2.The case of the prosecution is that the first petitioner got second marriage when his first marriage with the de facto complainant is in existence.

3.Heard the learned counsel for the petitioners, learned counsel for the intervenor and the learned Government Advocate (Crl. Side).

4.The learned counsel for the petitioners submitted that the <https://hcservices.ecourts.gov.in/hcservices/> petitioners are innocent persons and they have been falsely implicated in this case.



5. Learned Government Advocate (Crl. Side) submits that there is no specific overtact attributed against the petitioners 5 to 7 and investigation is pending.

6. On consideration of the facts and circumstances of the case and the submissions made, this Court is of the view that the petitioners 5 to 7 can be granted the relief prayed for and accordingly;

(a) In the event of arrest by or on appearance before the respondent police;

(b) In the event of appearance before the learned Judicial Magistrate No.I, Thoothukudi, within 15 days from the date of receipt of copy of the order,

(i) petitioners 5 to 7 shall be enlarged on bail on each of them executing a bond for Rs.20,000/- (Rupees twenty thousand only) with two sureties each for the like sum to their satisfaction;

(ii) petitioners 5 to 7 shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the fact of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer;

(iii) petitioners 5 to 7 shall report before the respondent police daily at 10.30 a.m. until further orders.

(iv) the criminal original petition as against the petitioners 1 to 4 is dismissed.

sd/-

03/10/2016

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE NO.I, THOOTHUKUDI

2 THE CHIEF JUDICIAL MAGISTRATE, THOOTHUKUDI DISTRICT

3 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION, PUDUKOTTAI, THOOTHUKUDI DISTRICT

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

+1. CC to M/S.C.T.PERUMAL Advocate SR.No.58000

+1 CC to M/s.N.SUNDARESHAN, Advocate, SR No.58017

ORDER IN

CRL OP(MD) No.17757 of 2016

Date : 03/10/2016