



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

Tuesday, the Fifth day of April Two Thousand Sixteen

PRESENT

THE HON`BLE MR JUSTICE P.N.PRAKASH

CRL OP(MD) No.5880 of 2016

1 M. PARAMESWARI

2 J. RAJALAKSHMI

... PETITIONERS / ACCUSED NO.3 & 5

Vs

THE STATE REPRESENTED BY
THE INSPECTOR OF POLICE
CENTRAL CRIME BRANCH,
MADURAI, MADURAI DISTRICT.

(CRIME NO. 16 OF 2014) ... RESPONDENT / COMPLAINANT

For Petitioner : M/S A.THIRUVADI KUMAR Advocate

For Respondent : MR.A.P.BALASUBRAMANI Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

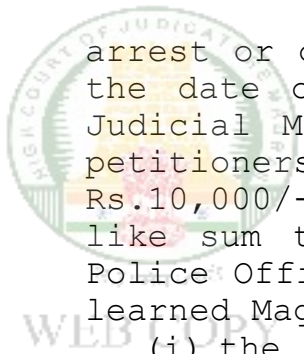
The petitioners, who apprehended arrest at the hands of the respondent Police for the alleged offences punishable under Sections 120-B, 468, 471, 294(b) and 506(i) I.P.C., in Crime No.16 of 2014, on the file of the respondent Police, seek anticipatory bail.

2. Heard Mr.A.Thiruvadikumar, learned counsel appearing for the petitioners / accused 3 and 5 and Mr.A.P.Balasubramani, learned Government Advocate (Criminal Side) appearing for the State.

3. It is seen that the case, in Crime No.16 of 2014, has been registered pursuant to the directions issued by the learned Judicial Magistrate No.I, Madurai, under Section 156 (3) Cr.P.C., in Crl.M.P.1706 of 2013.

4. The learned Government Advocate (Criminal Side) submitted that the co-accused / 7th accused, namely, Balasubramanian has been granted anticipatory bail, by the learned Principal District and Sessions Judge, Madurai.

5. Taking into consideration the nature of allegations made against the petitioners / accused 3 and 5, this Court is of the view that this is a fit case to grant anticipatory bail to them. 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 No.I, Madurai, on condition that each of the petitioners / accused 3 and 5 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 / accused 3 and 5 shall report before the respondent Police as and when required for interrogation.
- (ii) the petitioners / accused 3 and 5 shall not tamper with evidence or witness either during investigation or trial.
- (iii) the petitioners / accused 3 and 5 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 / accused 3 and 5 in accordance with law as if the conditions have been imposed and the petitioners / accused 3 and 5 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]**.

sd/-
05/04/2016

/ TRUE COPY /

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

KRK
TO

- 1 THE JUDICIAL MAGISTRATE NO.I, MADURAI
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT
- 3 THE INSPECTOR OF POLICE, CENTRAL CRIME BRANCH,
MADURAI, MADURAI DISTRICT.
- 4 THE ADDL. PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S A.THIRUVADI KUMAR Advocate SR.No.19107

ORDER
IN
CRL OP (MD) No.5880 of 2016
Date : 05/04/2016