



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

Wednesday, the Twenty Seventh day of September Two Thousand
Seventeen

PRESENT

WEB COPY

The Hon`ble Mr.Justice M.V.MURALIDARAN

CRL OP(MD) No.12844 of 2017

1 S.MARGRAT
2 S.SELVARAJ
3 A.LURTHUMARY AROKIYASAMY
4 S.SAGAYA MARY SEBASTIAN

... PETITIONERS/ACCUSED 2 to 5

Vs

THE SUB INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
ARUPPUKOTTAI,
VIRUDHUNAGAR DISTRICT
CRIME NO.18 OF 2016

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.R.SURIYA BHARATHI Advocate

For Respondent : MR.A.RAMAR, Additional Public Prosecutor,

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

ORDER : The Court Made the following order :-

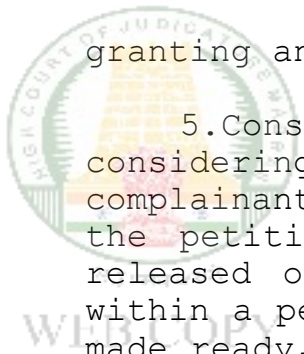
The petitioners/A2 to A5, who apprehend arrest at the hands of the respondent Police for the offence punishable under Sections 294 (b), 498(A) IPC read with Section 4 of Dowry Prohibition Act, 1961, in crime No.18 of 2017 on the file of the respondent Police, seek anticipatory bail.

2.Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor appearing for the respondent Police.

3.The case of the prosecution is that the defacto complainant is said to have been subjected to cruelty and she was forced to get additional dowry.

4.The learned counsel appearing for the petitioners submitted that the petitioners are in laws of the de-facto complainant and they are innocents and they are not committed the offence as alleged.

5.The learned Additional Public Prosecutor submitted that investigation is yet to be completed and hence, he opposed for



granting anticipatory bail.

5.Considering the facts and circumstances of the case and considering the fact the petitioners are in laws of the defacto complainant, this 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 15 days from the date on which the order copy is made ready, before the learned Judicial Magistrate, Aruppukottai, on condition that 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:

[a]the petitioners shall report before the respondent Police as and when required.

[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 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)**.

sd/-

27/09/2017

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

RMI/RMK/PMU

TO

- 1 THE JUDICIAL MAGISTRATE, ARUPPUKOTTAI
- 2 THE CHIEF JUDICIAL MAGISTRATE, VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR
- 3 THE SUB INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, ARUPPUKOTTAI, VIRUDHUNAGAR DISTRICT
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

+1. CC to M/S.R.SURIYA BHARATHI Advocate SR.No.31752

ORDER IN

CRL OP(MD) No.12844 of 2017

Date :27/09/2017