



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

Monday, the Sixth day of November Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.14972 of 2017

WEB COPY

1 SARANRAJ
2 KUMAR

... PETITIONERS/ACCUSED No.5&6

Vs

STATE REPRESENTED BY,
THE INSPECTOR OF POLICE,
THARUVAIKULAM POLICE STATION,
THOOTHUKUDI DISTRICT.
CRIME NO.109 OF 2017

... RESPONDENT/COMPLAINANT

For Petitioners : M/S.PRABHU, Advocate for
POLAX LEGAL SOLUTIONS Advocate

For Respondent : MR.K.ANBARASAN, Government Advocate(Crl.Side)

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

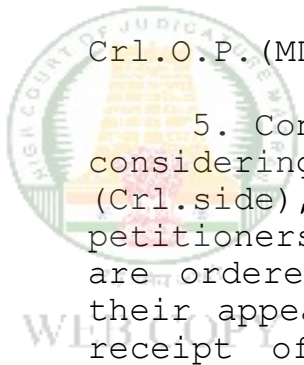
ORDER : The Court Made the following order :-

The petitioners, who are arrayed as Accused No.5 and 6, apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147 and 365 of I.P.C., in Crime No.109 of 2017, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that there was a dispute regarding love affair in between the defacto complainant's son and accused person's daughter. In order to settle score, girl's family kidnapped the boy's mother. On 13.08.2017, the defacto complainant made a complaint before the respondent police alleging that the petitioners and co-accused kidnapped his wife. Later, on investigation, it was revealed that the defacto complainant's wife was secured by the respondent police.

3.The learned counsel for the petitioners submitted that there was a family dispute in between the petitioner and the defacto complainant and there is no heinous offence committed by the petitioners and there is no specific allegation against the petitioners, if at all, the allegations are only levelled against the A1 to A3.

4. The learned Government Advocate (Crl.side) appearing for the State submitted that investigation is almost completed and anticipatory bail has already been granted to the other accused in



Crl.O.P. (MD) No.11864 of 2017.

5. Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.side), I am inclined to grant anticipatory bail to the petitioners with certain conditions. 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, Vilathikulam, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees twenty five thousand only) each with two sureties 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 three 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 make themselves available for interrogation including custodial interrogation as and when required by the investigation officer;

(iv) the petitioners shall not abscond either during investigation or trial;

(v) the petitioners shall not commit any offence while on bail;

(vi) 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 and the anticipatory bail granted stands cancelled automatically.

sd/-
06/11/2017

/ TRUE COPY /

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



1 THE JUDICIAL MAGISTRATE, VILATHIKULAM

2 THE CHIEF JUDICIAL MAGISTRATE, THOOTHUKUDI

3 THE INSPECTOR OF POLICE,
THARUVAIKULAM POLICE STATION, THOOTHUKUDI DISTRICT.

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

+1. CC to M/S.POLAX LEGAL SOLUTIONS Advocate SR.No.33861

ORDER
IN
CRL OP(MD) No.14972 of 2017
Date :06/11/2017

PK/PM-PN/SAR-1/07.11.2017 : 3P/6C