

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

Thursday, the Sixteenth day of May Two Thousand Nineteen

PRESENT

The Hon`ble Mr Justice B.PUGALENDHI

CRL OP (MD) No.7138 of 2019

S.PANDIAMMAL

... PETITIONER/ACCUSED No.1

Vs

THE INSPECTOR OF POLICE,
T.KALLUPATTI POLICE STATION,
MADURAI DISTRICT
IN CRIME NO. 53/2019

... RESPONDENT/COMPLAINANT

For Petitioner : Mr.M.GURURAJ, Advocate

For Respondent : MR.A.ROBINSON, Government Advocate (Crl.Side)

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

ORDER : The Court Made the following order :-

The petitioner/ Accused No.1, who apprehends arrest at the hands of the respondent Police, in connection with Crime No.53 of 2019, for the offence punishable under Section 306 IPC, seeks anticipatory bail.

2.Heard Mr.M.Gururaj, learned Counsel for the petitioner and Mr.A.Robinson, learned Government Advocate (Crl.Side) appearing for the State.

3.The case of the prosecution is that the petitioner and the deceased were working in a Company viz., Penguin and during the working hours, this petitioner is said to have harassed the deceased and out of which, the deceased consumed some tablets and committed suicide. On the complaint of the mother of the deceased, this case has been registered.

4.The learned counsel for the petitioner submitted that the petitioner is an innocent person and she has not committed any offence as alleged by the prosecution.

5.The learned Government Advocate (Crl. Side), on instructions from the respondent Police submitted that the investigation is going on.

6.Considering the nature of the offence and also the submission of the learned Counsel for the petitioner that the daughter of the petitioner gave birth to a child last week, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

7.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy was made ready before the learned Judicial Magistrate, Peraiyur, Madurai District, on condition that the petitioner shall execute a separate 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 and on further conditions that:-

[a] the petitioner as well as the sureties shall submit a copy of their Aadhar card or any other identity cards issued by the Government, in proof of their address, along with the surety bonds.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m, until further orders.

[c] the petitioner shall not tamper the evidence or witness either during investigation or trial.

[d] the petitioner shall co-operate for the investigation and the trial. The petitioner shall not abscond either during investigation or trial and in event of the petitioner absconds, the respondent police shall register a case as provided under Section 229-A IPC.

[e] in the event of breach of any of the aforesaid conditions, the learned Magistrate / trial Court is entitled to take appropriate action against the petitioner, as per the principles laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005) AIR SCW 5560]**.

sd/-

16/05/2019

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

TO

1.THE JUDICIAL MAGISTRATE, PERAIYUR,
MADURAI DISTRICT

2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

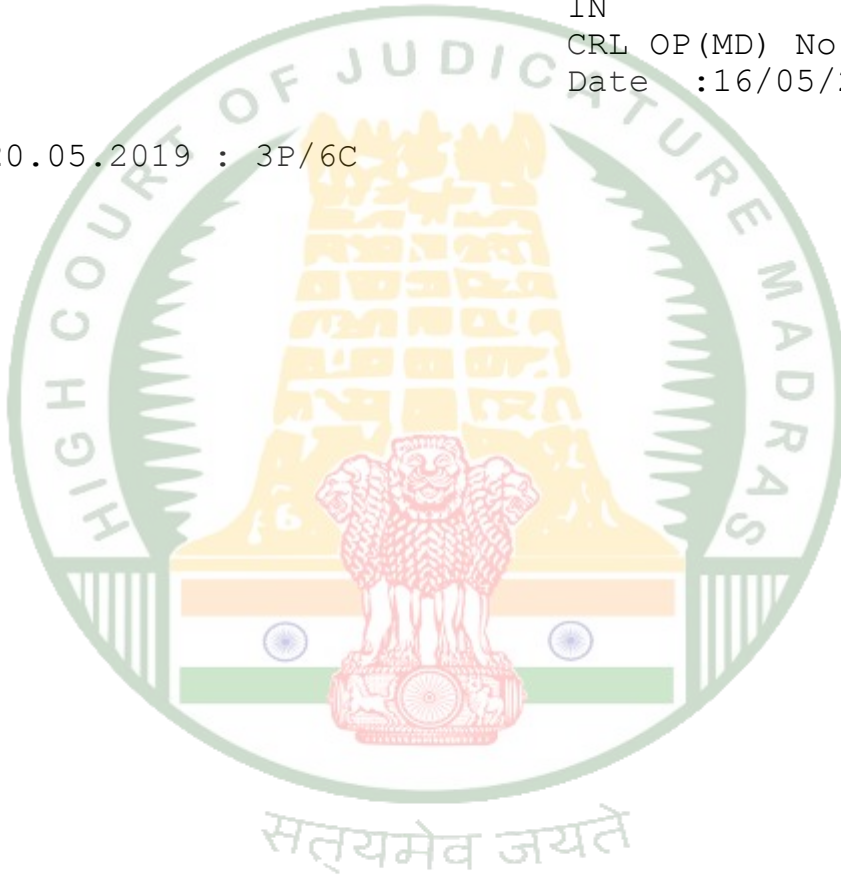
3.THE INSPECTOR OF POLICE
T.KALLUPATTI POLICE STATION,
MADURAI DISTRICT.

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

+1.CC to M/S.M.GURURAJ Advocate SR.No.8654

ORDER
IN
CRL OP(MD) No.7138 of 2019
Date :16/05/2019

SSL
PK/PN/SAR-3/20.05.2019 : 3P/6C



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