



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

Date : 03/09/2019

PRESENT

The Hon'ble Mr.Justice G.R.SWAMINATHAN

WEB COPY

CRL OP(MD). No.8525 of 2019

1. Siva

2. Kalaiselvi

... Petitioners/Accused Nos. 1 & 2

Vs

State Rep.by

The Inspector of Police,

Kovilpatti West Police Station,

Tuticorin District

(in Crime No.640/2017).

... Respondent/Complainant

R.Mamtha

....Intervener/Defacto Complainant  
in CrI.M.P(MD)No.6494 of 2019.

For Petitioner : M/s.V.Malaiyendran,  
Advocate.

For Respondent : Mr.A.Robinson,  
Government Advocate (CrI.Side)

For Intervener : Mr.G.Thalaimuthurasu, Advocate

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

PRAYER :-

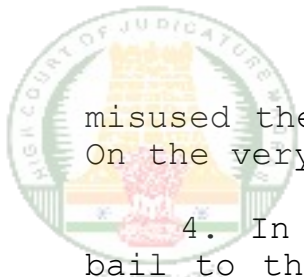
For Anticipatory bail in Cr.No.640/2017 on the file of the  
respondent police.

ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioners and the  
learned counsel appearing for the intervenor and the learned  
Government Advocate(CrI. Side) appearing for the respondent.

2. The petitioners apprehending arrest at the hands of the  
respondent police for the offences punishable under Sections 120(b),  
406 and 420 of I.P.C., in Crime No.640 of 2017, on the file of the  
respondent police, seek anticipatory bail.

3. It is seen that the first petitioner and the defacto  
complainant who are the brother and sister, have been running a  
partnership firm. There arose a difference of opinion between them.  
The defence counsel appearing for the defacto complainant is that the petitioner



misused the signed blank cheques issued by the defacto complainant. On the very face of it, it is seen that it is a civil dispute.

4. In view of the above, 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 before the learned Judicial Magistrate No.II, Kovilpatti, and executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioners shall appear before the respondent police as and when required for interrogation. The petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C. Scrupulously.

5. The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-  
03/09/2019

/ TRUE COPY /

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

TO

1 THE JUDICIAL MAGISTRATE NO.II  
KOVILPATTI.

2 -DO-THRO-THE CHIEF JUDICIAL MAGISTRATE,  
TUTICORIN DISTRICT

3 THE INSPECTOR OF POLICE  
KOVILPATTI WEST POLICE STATION, TUTICORIN DISTRICT

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

+1 CC to M/s.V.MALAIYENDRAN, Advocate (SR-14693[I] dated 04/09/2019)

ORDER IN  
CRL OP(MD) No.8525 of 2019  
Date : 03/09/2019

PMU  
ES/PN/SAR 2/05.09.2019/2P/6C