



on behalf of his wife seeking the relief of partition. The intervener's counsel would submit that the defacto complainant's right to prosecute the suit is sought to be stifled by the accused/petitioners herein.

4. Taking note of the overall facts and circumstances of the case, if the petitioners are put on terms, I am of the view that they can be granted the relief of anticipatory bail. The petitioners' counsel on instructions gives an undertaking that the first petitioner will give a hand written letter of apology addressed to the victim expressing his regret for the occurrence and further undertaking that the petitioners will not interfere with the defacto complainant's right to prosecute the civil suit in question. It is made clear that these undertakings will not be put against the petitioners in the criminal case.

5. Subject to these conditions, I am sinclined 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, Periyakulam, Theni District, and on their 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.

6. 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/-
10/01/2020

/ TRUE COPY /

/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE, PERIYAKULAM, THENI DISTRICT.
2. DO-TROUGH THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.
3. THE INSPECTOR OF POLICE, CHINNAMANUR POLICE STATION, THENI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.R.MURUGAPPAN, Advocate (SR-654[I] dated 10/01/2020)

ORDER IN
CRL OP(MD) No.256 of 2020
Date : 10/01/2020