



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 30/01/2020

PRESENT

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

CRL OP(MD) . No.1538 of 2020

1. Mahaan,
2. Muthulakshmi, ... Petitioners/Accused Nos.1 & 2

Vs

State rep.by
The Inspector of Police,
Thallakulam Police Station, Madurai.
(Crime No.167 of 2020). ... Respondent/Complainant

For Petitioners : Mr.M.Sankar,
Advocate.

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

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

PRAYER :-

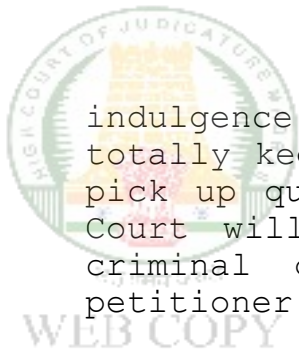
for Anticipatory Bail in Crime No.167 of 2020 on the file of
the respondent police

ORDER : The Court made the following order :-

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

2. The petitioners apprehending arrest at the hands of the
respondent police for the offences under sections 147, 148, 294(b),
323, 326 and 506(ii) of I.P.C., in Crime No.167 of 2020 on the file
of the respondent police, seek anticipatory bail.

3. There was petty quarrel between the defacto complainant's
family and the petitioners herein regarding drying of the clothes.
The defacto complainant appears to have lodged the complaint before
Thallakulam Police Station who had asked the petitioners to appear.
Angered by the same, the petitioners along with others had attacked
the defacto complainant causing him severe injuries on his mouth.
The defacto complainant also lost a teeth. Though allegations have
been made in common against all the accused, I am of the view that
the second petitioner being a lady deserves to be shown some



indulgence. The second petitioner gives an undertaking that she will totally keep off from the defacto complainant's family and will not pick up quarrel with them. If this undertaking is breached, this Court will not hesitate to cancel the relief now granted. This criminal original petition is dismissed as regards the first petitioner is concerned.

4. Recording the said undertaking, I am inclined to grant anticipatory bail to the second petitioner with certain conditions. Accordingly, the second petitioner is ordered to be released on bail in the event of arrest or on her appearance before the learned Judicial Magistrate No.II, Madurai, and on her executing 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 learned Magistrate concerned and on further condition that the second petitioner shall appear before the respondent police as and when required for interrogation. The second petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

5. The second petitioner 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/-
30/01/2020

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

TO

1. THE JUDICIAL MAGISTRATE NO.II, MADURAI.
2. DO-THROUGH :THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.
3. THE INSPECTOR OF POLICE,
THALLAKULAM POLICE STATION, MADURAI.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.M.SANKAR, Advocate (SR-1987[I] dated 31/01/2020)

ORDER
IN
CRL OP(MD) No.1538 of 2020
Date :30/01/2020

IAS
AE/VR/SAR-I (06.02.2020) 2P 6C