



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/02/2020

WEB COPY

PRESENT

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

CRL OP(MD) . No.2336 of 2020

1. M.Muthuraman
2. M.Karthigaiselvi ... Petitioners/Accused No.1 & 2
Vs

State Rep.by
The Inspector of Police,
Tallakulam Police Station,
Madurai District.
(Crime No.1267/2019)

... Respondent/Complainant

For Petitioners: M/s.S.Ramasamy, 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. 1267/2019 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 punishable under sections 420, 294(b) and 506(i) of I.P.C., in Crime No. 1267 of 2019 on the file of the respondent police, seek anticipatory bail.

3. The second petitioner is a builder. The first petitioner is her husband and he witnessed the agreement between the second petitioner and the defacto complainant. It is a construction agreement. There is a dispute arose between the parties. The second petitioner could not complete the construction. In this background, this First Information Report came to be registered following a direction under Section 156(3) of Cr.P.C.



4. Since the case appears to be rather civil in nature, the arrest of the petitioners is not warranted. I am inclined to grant anticipatory bail to the petitioners with certain conditions. Accordingly, petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate No.II, Madurai, and on their 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 petitioner 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/-
11/02/2020

/ TRUE COPY /

/ /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,
TALLAKULAM POLICE STATION, MADURAI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.RAMASAMY, Advocate (SR-2867[I] dated 11/02/2020)

ORDER
IN
CRL OP(MD) No.2336 of 2020
Date :11/02/2020

MS/VR/SAR-4/17.02.2020/2P.6C