



of A-1, supporting A-1, advising the first petitioner not to marry the de-facto complainant. The alleged act of sexual intercourse has occurred on 26.02.2020, whereas the complaint was given on 19.03.2020. Hence, the petitioners seek anticipatory bail.

4. On reading of the First Information Report and hearing the case of the prosecution, this Court is of the view that even if any offence is committed it is only by A-1, the role of A-2 and A-3 does not appear to be very significant in the said crime. Hence, this petition is dismissed as far as the first petitioner is concerned.

5. Considering the facts and circumstances, this Court is inclined to grant anticipatory bail to the petitioners 2 and 3 with certain conditions. Accordingly the petitioners 2 and 3 are ordered to be released on bail in the event of arrest by respondent police on executing a own bond for a sum of Rs.25,000/- each and further the petitioners 2 and 3 shall produce two sureties each for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) before the learned Judicial Magistrate Court, Shengottai, Tenkasi District within one month and on further condition that:

(i) the petitioners 2 and 3 and sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

ii) the petitioners 2 and 3 shall report before the respondent police as and when required for interrogation;

iii) the petitioners 2 and 3 shall not tamper with evidence or witness.

iv) the petitioners 2 and 3 shall not abscond during trial.

v) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners 2 and 3 in accordance with law as if the conditions have been imposed and the petitioners 2 and 3 released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005) AIR SCW 5560].

vi) If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-

26/05/2020

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/ /2020

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

TO

1 THE JUDICIAL MAGISTRATE,
SHENGOTTAI, TENKASI DISTRICT.

<https://hcservs.hcsmg.gov.in/icserv/tes>



2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
TENKASI, TENKASI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.5250 of 2020
Date :26/05/2020

SJI
JM/PN/SAR 3/27.05.2020/3P/5C