



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 09/11/2020

PRESENT

**The Hon'ble Mr.Justice S.M.SUBRAMANIAM**

**CRL OP(MD) .No.12582 of 2020**

K.Manickam

... Petitioner/Accused

Vs

The Inspector of Police,  
Golden Rock All Women Police Station,  
Trichy City.  
Crime No.10 of 2020.

... Respondent/Complainant

For Petitioner : Mr.B.Jameel Arasu,  
Advocate.

For Respondent : Mrs.M.Ananathadevi,  
Government Advocate (Crl.Side)

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

PRAYER :-

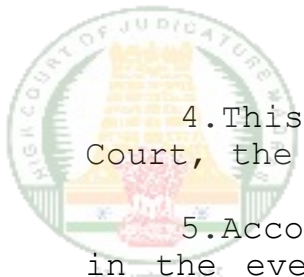
For Anticipatory Bail in Cr.No.10 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who is arrayed as accused, apprehending arrest at the hands of the respondent police for the offence punishable under sections 354, 494, 495, 498(A)IPC, in Crime No.10 of 2020 on the file of the respondent police, seeks anticipatory bail.

2.The allegation against the petitioner is that he contracted for a second marriage with the defacto complainant when the first wife is very much alive. On account of such contract with the defacto complainant, the dispute arose and the offence was committed and the case was registered under Sections 354, 494, 495 and 498(A) IPC.

3.The learned counsel appearing for the petitioner states that the allegations set out in the complaint are false and the defacto complainant is none other than the second wife of the petitioner.



4.This being the factum now brought to the notice of this Court, the petitioner is granted anticipatory bail.

5.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of two weeks from the date of receipt of a copy of this order, before the learned District Munsif Cum Judicial Magistrate No.2, Trichy, on condition that the petitioner shall execute 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

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

(b)the petitioner shall report before the respondent police daily morning at 10.00 a.m., without fail, for a period of Two Weeks and thereafter as on when required for interrogation;

(c)the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d)the petitioner shall not abscond either during investigation or trial;

(e)on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner 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]; and;

(f)if the accused/petitioner thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-  
09/11/2020

/ TRUE COPY /

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

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant



TO

1. THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE NO.2,  
TRICHY

2. DO THRO' THE CHIEF JUDICIAL MAGISTRATE,  
TRICHY DISTRICT.

3. THE INSPECTOR OF POLICE,  
GOLDEN ROCK ALL WOMEN POLICE STATION,  
TRICHY CITY.

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

ORDER

IN

CRL OP(MD) No.12582 of 2020

Date : 09/11/2020

IAS/VSD

AE/JC/SAR-II (11.11.2020) 3P 5C