



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.07.2021

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

Cr1.O.P.No.11002 of 2021

1.N.Kannan
2.N.Pattammal
3.G.Narasimhan
4.N.Ajith Kumar
5.C.Banupriya
6.Baskar

... Petitioners

Vs.

State by,
The Inspector of Police,
All Women Police Station,
Ranipet,
Ranipet District.
(Crime No.10 of 2021)

... Respondent

Prayer:

Petition filed under Section 438 of Cr.P.C., seeking to enlarge the petitioners/ A1 to A6 on bail in the event of their arrest pending investigation in Crime No.10 of 2021 on the file of the respondent police.

For Petitioners : Mr.V.Lakshmi Narayanan
for M/s.N.Elayaraja

For Respondent : Mr.A.Gopinath
Government Advocate (Cr1. Side)

ORDER

The petitioners who apprehend arrest at the hands of the respondent police for the alleged offence under Sections 294 (b), 109, 420, 498(A), 506(i) of I.P.C., Section 4 of Dowry Prohibition Act, 1961 and Section 4 of the Prohibition of Harassment of Women Act, 2002, in Cr.No.10 of 2021 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that, the first petitioner is alleged to have loved the defacto complainant and married her



secretly and had sexual intercourse with her and thereafter refused to accept the marriage and demanded dowry. The petitioners 2 to 6 are his relatives.

3.The learned counsel appearing for the petitioners, on instructions, sought the permission of this Court to withdraw this petition as against the first petitioner and further submitted that since there is no allegation as against the petitioners 2 to 6, this Court may grant anticipatory bail to the petitioners 2 to 6.

4.The learned Government Advocate (Criminal Side) submitted that investigation is pending.

5.In view of the submission made by the learned counsel appearing for the petitioners, this Criminal Original Petition is dismissed as withdrawn as against the first petitioner.

6.Considering the fact that there is no specific allegation as against petitioners 2 to 6, this Court is inclined to grant anticipatory bail to the petitioners 2 to 6.

7.Accordingly, petitioners 2 to 6 are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned District Munsif cum Judicial Magistrate, Arcot, on condition that the petitioners 2 to 6 shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a)the petitioners 2 to 6 and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b)the petitioners 2 to 6 shall report before the respondent police as and when required for interrogation;

(c)the petitioners 2 to 6 shall not tamper with evidence or witness either during investigation or trial;

(d)the petitioners 2 to 6 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 petitioners 2 to 6 in accordance with law as if the conditions have been imposed and the petitioners 2 to 6 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 thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

-sd/-
02/07/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, ARCOT

2 THE CHIEF JUDICIAL MAGISTRATE
VELLORE [FOR INFORMATION]

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

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.N.ELAYARAJA Advocate on payment of necessary charges

CRL OP.11002/2021

Date :02/07/2021

apn 19/07/2021