



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Thirteenth day of September Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.16616 of 2021

1 JAYAPRADHA
2 RAGURAM

[PETITIONERS / ACCUSED]

Vs

STATE REP BY
THE INSPECTOR OF POLICE,
MINJUR POLICE STATION,
THIRUVALLUR DISTRICT.
(CRIME NO.404/2021)

[RESPONDENT]

For Petitioner : M/S G.KARTHEEBAN Advocate

For Respondent : MR.A.GOPINATH, Govt. Advocate (Crl. Side)
(CRL.O.P.No.16616/2021)

For Respondent : MR.S.BALAJI, Govt. Advocate (Crl. Side)
(CRL.MP.NO.12333/2021 IN CRL.O.P.No.16616/2021)

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

ORDER : The Court Made the following order :-

The petitioners who apprehend arrest for the alleged offence (*) **under Section 306, 498(A), 304 (B) of IPC** in Cr.No.404 of 2021 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the petitioners were the in-laws of the defacto complainant's daughter and her daughter was harassed for money and property by her husband/accused A-1 and the petitioners and thereafter, she committed suicide. On the complaint of the defacto complainant, the law enforcing agency registered a case against the petitioners.

3.The learned counsel appearing for the petitioners submit that the petitioners have not committed any offence as alleged by the prosecution. He further submits that the petitioners are only in-laws of the deceased and accused/A-1 had already enlarged on bail by Crl.O.P.No.14583 of 2021 dated 17.08.2021. Hence, he prays to grant anticipatory bail to the petitioners.



4. The learned Government Advocate (Crl side) submits that the petitioners harassed and induced the deceased to commit suicide. Hence, he vehemently opposed for granting anticipatory bail to the petitioners.

WEB COPY

5. Considering the facts and circumstances of the case and considering that the co-accused had already enlarged on bail and the petitioners are only in-laws of the deceased, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, the petitioners 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 *Judicial Magistrate Court-II, Ponneri*, on condition that the petitioners shall execute separate 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) the petitioners 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 petitioner/A-3 shall report before the respondent police daily at 10.30 a.m. for a period of two weeks and thereafter, as and when required for interrogation and petitioner/A-2 shall report before the respondent police as and when required for interrogation;

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

(d) the petitioners 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 in accordance with law as if the conditions have been imposed and the petitioners 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/-

13/09/2021

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

TRUE COPY



[*] Amended and Time is extended by a further period of two weeks for execution of sureties from the date of receipt of a copy of this order. as per order of this Court dated 29/11/2021 made in CRL.MP.NO.12333 OF 2021 IN CRL.O.P.No.16616/2021.

TO

1 THE JUDICIAL MAGISTRATE,
NO.II, PONNERI.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVALLUR. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
MINJUR POLICE STATION,
THIRUVALLUR DISTRICT.

+1 CC to M/S G.KARTHEEBAN Advocate on payment of necessary charges SR.NO.13691

CRL OP.16616/2021

Date :13/09/2021

TA-28/09/2021

TA-14/12/2021