



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.12.2021

CORAM

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

CRL.O.P.No.24286 of 2021

WEB COPY

1.Maheswari
2.Rangasamy
3.Chellammal @ Selvammal

... Petitioners

Versus

The Inspector of Police,
Vazhappadi Police Station,
Salem District.
(Crime No.617 of 2021)

... Respondent

Prayer:- Criminal Original Petition filed under Section 438 of the Code of Criminal Procedure, to enlarge the petitioners on anticipatory bail in the event of their arrest concerned in Crime No.617 of 2021 on the file of the respondent police.

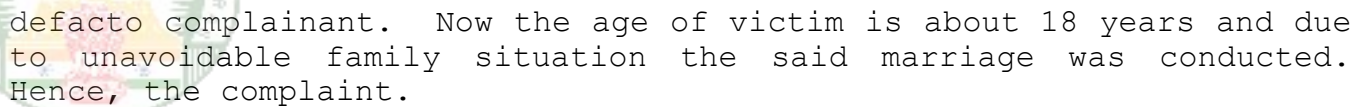
For Petitioners: Ms.S.Premakumari

For Respondent : Mr.A.Gokulakrishnan,
Additional Public Prosecutor

O R D E R

The petitioners, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 9 and 10 of Prohibition of Child Marriage Act, 2006 and 5(I), 5(j)(ii), 6 of Prohibition of Child from Sexual offences Act, 2012 in Crime No.617 of 2021, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant and the 1st petitioner are the relatives to the 2nd and 3rd petitioners. In the year 2019 the defacto complainant father was died due to ill health. Due to family circumstances the marriage was conducted between A1 and the defacto complainant. After the marriage both the defacto complainant and A1 are living happily. However, on information of the hospital authority the complaint was registered as against the petitioners and A1 after getting statement from the



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5. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

(a) the 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;

(c) the petitioners shall not tamper with evidence or witness 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.

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-sd/-

16/12/2021

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, VAZHAPPADI, SALEM DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
SALEM DISTRICT. [FOR INFORMATION]

3 THE INSPECTOR OF POLICE
VAZHAPPADI POLICE STATION, SALEM DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S. S. PREMAKUMARI Advocate on payment of necessary charges SR.NO.14992

CRL OP.24286/2021

Date :16/12/2021

RW 22/12/2021