



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 17.12.2021

CORAM

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

CRL.O.P.No.24726 of 2021

1. Mubarak Nachiya
2. Jawaharnisha
3. Yosuf Nachiya

... Petitioners

Versus

State Rep by
The Inspector of Police
Koothanallur Police Station,
Thiruvavarur District.
(Crime No.496 of 2021)

... Respondent

Prayer:-Criminal Original Petition filed under Section 438 of the Code of Criminal Procedure seeking to enlarge the petitioners on anticipatory bail in the event of their arrest in Crime No.496 of 2021 pending investigation on the file of the respondent police.

For Petitioners : M/s.Swami Subramanian

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

Order

The petitioners, who apprehends arrest for the alleged offences under Sections 452, 294(b), 324, 380 and 506(ii) of IPC and in Section 4 of TNPHW Act in Cr.No.496 of 2021 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that due to previous enmity regarding the sale agreement between the husband of the defacto complainant and the petitioners herein, the petitioners along with other persons of their family trespassed into the house of the defacto complainant and picked up quarrel with them and taken away 25 Sovereigns of gold from the defacto complainant's house. Hence, the defacto complainant lodged a complaint 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 and they have been falsely implicated in this case. He



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

-sd/-
17/12/2021

WEB COPY

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 JUDICIAL MAGISTRATE,
NO.II, MANNARGUDI, THIRUVARUR DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVARUR [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
KOOTHANALLUR POLICE STATION,
THIRUVARUR DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.SWAMI SUBRAMANIAN Advocate on payment of necessary charges

CRL OP.24726/2021

Date :17/12/2021

CSK 03/01/2022