



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 29.10.2021

PRESENT

The Hon`ble Mrs.Justice S.ANANTHI

CRL OP(MD)No.16727 of 2021

WEB COPY

1.S.Amaravathi Selvam
2.S.Soniya
3.P.Saravanan Kumar ...Petitioners/A-2 to A-4

Vs

State rep.by
The Inspector of Police,
All Women Police Station,
Palani, Dindigul District.
(Crime No.11 of 2021)

...Respondent/Complainant

For Petitioners : Mr.K.Sasindaran

For Respondent : Mr.A.Thiruvadikumar
Additional Public Prosecutor

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

PRAYER :-For anticipatory bail in crime no 11/2021 on the file of the inspector of police.

ORDER : The Court made the following order :-

The petitioners/A-2 to A-4, who apprehend arrest at the hands of the respondent police for the offence punishable under Sections 498-A, 294(b) and 506(ii) of IPC, in Crime No.11 of 2021 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that due to matrimonial dispute, the petitioners harassed the defacto complainant, abused her by using filthy language and also threatened her with dire consequences. Hence, the complaint.

3.The learned counsel for the petitioners submitted that the petitioners are innocents and they have been falsely implicated in this case. He further submitted that the petitioners are in-laws of the defacto complainant and a false case has been foisted against them.

4.The learned Additional Public Prosecutor appearing for the respondent police, on instructions, submitted that A-1 was already

<https://hcservices.ecourts.gov.in/hcservices/>



released on bail.

5. Considering the facts and circumstances of the case and also considering the fact that these petitioners are in-laws of the defacto complainant and A-1 was already released on bail, and hence, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Palani, within a period of fifteen days, on their executing 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 said Magistrate 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 Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioners shall report before the Inspector of police, Cumbum South Police Station, Theni District, daily at 10.30 a.m., for a period of 30 days;

[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 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]**;

[f] If the accused/petitioners thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

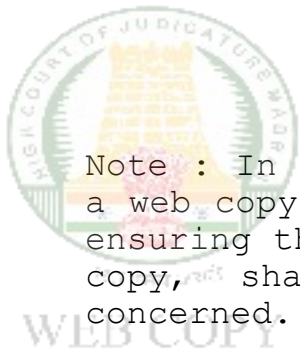
sd/-

29/10/2021

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/ /2021

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 concerned.

TO

- 1.The Judicial Magistrate, Palani.
2. -DO- Through The Chief Judicial Magistrate, Dindigul.
- 3.The Inspector of Police,
All Women Police Station,
Palani, Dindigul District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The Inspector of police,
Cumbum South Police Station, Theni District

+1 CC to M/s.K.SASINDRAN, Advocate (SR-7784[I] dated 02/11/2021)

ORDER
IN
CRL OP(MD) No.16727 of 2021
Date :29/10/2021

RD/VR/SAR-II(08.11.2021) 3P 7C