



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/12/2021

WEB COPY

PRESENT

The Hon'ble Mrs.Justice S.ANANTHI

CRL OP (MD) . No.21128 of 2021

1.Balasubramaniyan
2.Ganesan
3.Amirtham
4.Lakshmi
5.Rajendhiran

... Petitioners/Accused 1 to 5

Vs

The State Rep by
The Inspector of Police,
All Women Police Station,
Musiri, Trichy District
Crime No.32 of 2021

... Respondent/Complainant

For Petitioners: Mr.R.Maheswaran, Advocate
For Respondent : Mr.SS.Madhavan,
Government Advocate (Crl.Side)

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

PRAYER :-

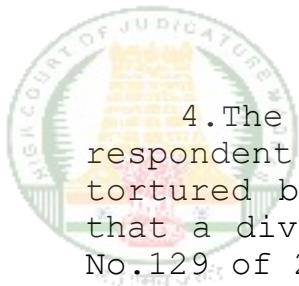
For Anticipatory Bail in Crime No.32 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/Accused No.1 to 5, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 406, 498(A), 506(i) IPC and Section 4 of Dowry Prohibition Act, 1961 in Crime No.32 of 2021 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the petitioners had tortured the defacto complainant and abused her with filthy language. Hence, this complaint.

3.The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in



4.The learned Government Advocate (Crl. Side) for the respondent police submitted that since the defacto complaint was tortured by her in-laws, the case has been filed. He would submit that a divorce petition filed by the husband is pending in H.M.O.P. No.129 of 2021 before the Sub Court, Thuraiyur.

5.Considering the nature of offence, there is matrimonial dispute and H.M.O.P.No.129 of 2021 on the file of the Sub Court, Thuraiyur is pending, this Court is inclined to grant anticipatory bail to the petitioners.

6.Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate, Musiri, Trichy on condition that the petitioners 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 learned Magistrate concerned and the petitioners 1, 4 and 5 shall appear before the respondent police daily at 10.30 a.m. for 30 days. Since the petitioners 2 and 3 are aged 75 and 66 years respectively, they shall appear before the respondent police as and when required. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7.The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
29/12/2021

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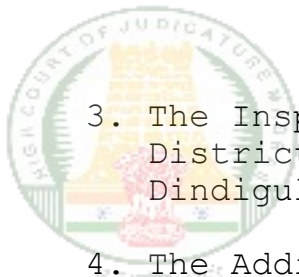
/ /2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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,
Musiri, Trichy

2. Do-Through The Chief Judicial Magistrate,



3. The Inspector of Police,
District Crime Branch,
Dindigul

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER

IN

CRL OP(MD) No.21128 of 2021

Date :29/12/2021

RS/VR/SAR.3 (03.01.2022) 3P-5C