



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.01.2022

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Cr1.O.P.No.1847 of 2022

1. Kumaresan	...Petitioners
2. Partheeban	
3. Bala Subramani	
4. Shanthi	
5. Indirani	
6. Jayalakshmi	
7. Sasi	

Vs.

The State rep by
Sub Inspector of Police,
Nemili Police Station,
Nemili Taluk, Ranipet District.
(Crime No.23 of 2022)

... Respondent

Prayer: Criminal Original Petition filed under Section 438 of Cr.P.C., praying to enlarge the petitioners on bail in the event of their arrest by the respondent in Crime No.23 of 2022 on the file of the Sub Inspector of Police, Nemili Police Station, Nemili Taluk, Ranipet District. .

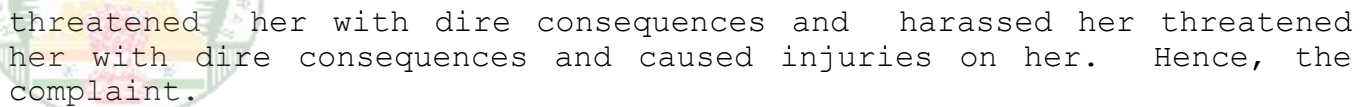
For Petitioners : Ms.N.Kohila

For Respondent : Mr.N.S.Suganthan
Government Advocate (Cr1.Side)

ORDER

The petitioners, who apprehend arrest for the alleged offence under Sections 147, 448, 294(b) and 506(ii) of IPC and Section 4 of the Women Harassment Act in Cr.No.23 of 2022 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the petitioners and the defacto complainant are adjacent land owners and there was a dispute between the petitioners and the defacto complainant's son regarding enjoyment of their respective properties, due to which, the petitioners abused the defacto complainant in filthy words,



4.The learned Government Advocate (Crl side) on instructions submits that the injured had discharged from the hospital. However, he vehemently opposed to grant anticipatory bail to the petitioners.

6. Accordingly, the petitioners are directed to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days after lifting of lockdown or the commencement of the Court's normal functioning whichever is earlier, before the learned Judicial Magistrate, Arakkonam, Ranipet District on condition that the petitioners shall execute separate bonds 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

(b) the petitioners shall report before the respondent police as and when required for an interrogation;

(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/-

28/01/2022

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,
ARAKKONAM, RANIPET DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
VELLORE [FOR INFORMATION]

3 THE SUB INSPECTOR OF POLICE,
NEMILI POLICE STATION,
NEMILI TALUK, RANIPET DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1CC to M/S.A.GOUTHAMAN Advocate on payment of necessary charges
SR.No.1315

CRL OP.1847/2022

Date :28/01/2022

CSK 11/02/2022