



Crl.O.P.No.18480 of 2020

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G.K.ILANTHIRAIYAN, J.

The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 498A, 406, 294(b) & 506(i) of IPC r/w Sections 4 and 6 (2) of Dowry Prohibition Act, 1961 in Crime No.14 of 2019, seek anticipatory bail.

2. The case of the prosecution is that due to matrimonial dispute, the petitioners herein along with A1 are alleged to have demanded dowry and harassed the *de-facto* complainant. Hence, the complaint.

3. This Court had already passed an interim order in Crl.O.P.No.18480 of 2020 dated 07.12.2020, wherein the matter was referred to the Mediation and Conciliation Centre for amicable settlement. The Tamil Nadu Mediation and Conciliation Centre, High Court, Madras in its Mediation File No.481 of 2020 dated 08.06.2022 had reported “Parties were not willing to participate in the mediation”.



Crl.O.P.No.18480 of 2020

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

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.1, Poonamallee, on condition that each of the petitioners shall execute a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) 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:

[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 respondent police as



Crl.O.P.No.18480 of 2020

and when required for interrogation.

[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 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]**.

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

28.06.2022
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Crl.O.P.No.18480 of 2020

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Crl.O.P.No.18480 of 2020

28.06.2022
(1/2)