



Crl.OP.No.17913 of 2022

Crl.O.P.No.17913 of 2018

G.K.ILANTHIRAIYAN,J.

The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 498(A), 294(b), 352 and 506(i) IPC and Section 4 of TNPHW Act, 2002, in Crime No.05 of 2022, seek anticipatory bail.

2.The case of the prosecution is that there was dowry demand to the defacto complainant by the petitioners herein. On 04.06.2022 at about 10.30 p.m the first petitioner abused the defacto complainant with filthy language and attacked her with hands and wooden log. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners have been falsely implicated in this case and they have nothing to do with the alleged offence. Hence, he prays for grant of anticipatory bail to the petitioners.



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4.The learned Additional Public Prosecutor would submit that the petitioners demanded dowry from the defacto complainant and abused her in filthy language and attacked with wooden log. Therefore, he vehemently opposed to grant anticipatory bail to the petitioners.

5. Considering the above facts and circumstances, 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, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.I, Mannargudi, Thiruvarur District, on condition that the petitioner 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 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:



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[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 first petitioner shall report before the respondent police daily at 10.30 a.m for a period of two weeks and thereafter as and when required for interrogation and the petitioners 2 and 3 shall appear before the respondent police as 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.

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