



Crl.O.P.No.19994 of 2022

WEB COPY

Crl.O.P.No.19994 of 2022

G.K.ILANTHIRAIYAN, J.

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 174 of Cr.P.C and later altered into Section 306 IPC in Crime No.37 of 2020 on the file respondent police, seek anticipatory bail.

2. The case of the prosecution is that the deceased by name Raghavan disliked the marriage of the first and second petitioners, he committed suicide on railway track. Hence the complaint.

3. The learned counsel appearing for the petitioners submitted that already this Court by an order dated 21.01.2022 in Crl.O.P.No.1196 of 2022, granted anticipatory bail to the petitioners. However, the petitioners have not complied with the condition. Now, the petitioners are ready and willing to comply with the condition imposed on them and further the petitioners are ready to deposit a cost of **Rs.5,000/-** to the credit of the **Tamil Nadu Legal Services Authority** and prays for grant of anticipatory bail to the petitioners.



Crl.O.P.No.19994 of 2022

WEB COPY

4. The learned Additional Public Prosecutor submitted that the first petitioner had love affair with the deceased and thereafter, she refused to marry him, due to the mental stress, the deceased has committed suicide on the railway track. Therefore, he vehemently opposed to grant anticipatory bail to the petitioners.

5. It is pertinent to note that this Court, already by an order dated 21.01.2022 granted anticipatory bail to the petitioner in Crl.O.P.No.1196 of 2022. However, the petitioners have not complied with the condition. The learned counsel for the petitioners submitted that now the petitioners are ready and willing to comply with the condition.

6. Considering the facts and circumstances of the case and also taking note of the fact that the petitioners have come forward to deposit an amount of Rs.5,000/- to the credit of the Tamil Nadu Legal Services Authority, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions.



Crl.O.P.No.19994 of 2022

WEB COPY

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on thier appearance, within a period of fifteen (15) days from the date on which the order copy made ready, before the Judicial Magistrate-IV, Vellore, on condition that the petitioners shall execute a separate 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:

[a] the petitioners shall deposit a cost of **Rs.5,000/-** (Rupees Five Thousand only) as non refundable deposit to the credit of the **Tamil Nadu Legal Services Authority**.

[b] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of his Aadhar card or Bank pass Book to ensure his identity;



CrI.O.P.No.19994 of 2022

WEB COPY

[c] the petitioners shall report before the respondent police as and when required for interrogation.

[d] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[e] the petitioners shall not abscond either during investigation or trial.

[f] 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]***.

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

24.08.2022

ata



WEB COPY



Crl.O.P.No.19994 of 2022

G.K.ILANTHIRAIYAN,J.

ata

Crl.O.P.No.19994 of 2022

24.08.2022