



Crl.OP.No.20615 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.09.2022

CORAM

THE HON'BLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.OP.No.20615 of 2022

1.R.Kumar
2.K.Keerthika

...Petitioners

Vs.

State represented by
The Inspector of Police,
All Women Police Station, Nannilam,
Thiruvarur.
(Crime No.19 of 2022)

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioners on bail concerned in Crime No.19 of
2022 pending investigation on the file of the Inspector of Police, All
Women Police Station, Nannilam.

For Petitioners :Mr.S.Prabhu

For Respondent :Mr.A.Damodaran,
Additional Public Prosecutor



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CrI.OP.No.20615 of 2022

ORDER

The petitioners, who were arrested and remanded to judicial custody on 10.08.2022 for the offences punishable under Sections **417, 376, 294(b), 352, 506(ii) IPC** in crime No.19 of 2022 on the file of the respondent police, seek bail.

2. The case of the prosecution is that, the petitioners are the parents of the first accused. It is alleged that, A1 under the pretext of marriage had intercourse with the victim and thereafter he refused to marry the victim. Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case. Hence, he prays for grant of bail to the petitioners.

4. The learned Additional Public Prosecutor submitted that the petitioners are the parents of the first accused. However, he opposed for grant of bail to the petitioners.



CrI.OP.No.20615 of 2022

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5. Considering the above facts and circumstances of the case and also the period of incarceration by the petitioners from the date of arrest i.e., 10.08.2022, this Court is inclined to grant bail to the petitioners.

6. Accordingly, the petitioners are ordered to be released on bail on their executing 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 **learned District Munsif-Cum-Judicial Magistrate, Nannilam** and on further conditions that:

[a] 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 twice daily at 10.30 a.m. and 5.30 p.m., for a period of four weeks and the second petitioner shall report before the respondent police as and when required for interrogation.



Crl.OP.No.20615 of 2022

WEB COPY

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

[d] the petitioners shall not tamper with evidence or witness 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 abscond, a fresh FIR can be registered under Section 229A IPC.

02.09.2022

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CrI.OP.No.20615 of 2022

WEB COPY

To

1. District Munsif-cum-Judicial Magistrate,
Nannilam.
2. The Inspector of Police,
All Women Police Station, Nannilam,
Thiruvarur.
3. Sub Jail,
Nannilam
4. Sub Jail (Women)
Tiruvarur.
5. The Public Prosecutor,
High Court of Madras



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Crl.OP.No.20615 of 2022

G.K.ILANTHIRAIYAN, J.
Sma

Crl.O.P.No.20615 of 2022

02.09.2022